



General Assembly

**Bill No. 45**

February Session, 2006

LCO No. 782

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Referred to Committee on Commerce

Introduced by:

SEN. DELUCA, 32<sup>nd</sup> Dist.

REP. WARD, 86<sup>th</sup> Dist.

**AN ACT CONCERNING ECONOMIC DEVELOPMENT AND JOB CREATION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2006*) (a) As used in this section  
2 and sections 2 to 8, inclusive, of this act:

3 (1) "Collaborative" means the Connecticut Finance Collaborative;

4 (2) "Commissioner" means the Commissioner of Business and  
5 Employment; and

6 (3) "Department" means the Department of Business and  
7 Employment.

8 (b) There is hereby created as a body politic and corporate,  
9 constituting a public instrumentality and political subdivision of the  
10 state created for the performance of an essential public and  
11 governmental function, the Connecticut Finance Collaborative which is  
12 empowered to carry out the purposes of the collaborative, as provided

13 in section 2 of this act, which are hereby determined to be public  
14 purposes for which public funds may be expended. The Connecticut  
15 Finance Collaborative shall not be construed to be a department,  
16 institution or agency of the state.

17 (c) The board of directors of the collaborative shall consist of the  
18 Commissioner of Business and Employment, the State Treasurer and  
19 the Secretary of the Office of Policy and Management, each serving ex  
20 officio, a chairperson and four members appointed by the Governor  
21 who shall be experienced in the field of financial lending or the  
22 development of commerce, trade, technology and business and four  
23 members appointed as follows: One by the president pro tempore of  
24 the Senate, one by the minority leader of the Senate, one by the speaker  
25 of the House of Representatives and one by the minority leader of the  
26 House of Representatives. Each ex-officio member may designate a  
27 deputy or any member of the agency staff to represent the member at  
28 meetings of the collaborative with full powers to act and vote on the  
29 member's behalf. Each member appointed by the Governor shall serve  
30 at the pleasure of the Governor but no longer than the term of office of  
31 the Governor or until the member's successor is appointed and  
32 qualified, whichever is longer. Each member appointed by a member  
33 of the General Assembly shall serve in accordance with the provisions  
34 of section 4-1a of the general statutes. Members shall receive no  
35 compensation but shall be reimbursed for necessary expenses incurred  
36 in the performance of their duties. Any vacancy on the board shall be  
37 filled for the unexpired term by the appointing authority of such  
38 member. Any member of the board may be removed by the Governor  
39 for misfeasance, malfeasance or wilful neglect of duty.

40 (d) Each member of the collaborative before entering upon his or  
41 her duties shall take and subscribe the oath or affirmation required by  
42 article XI, section 1, of the State Constitution. A record of each such  
43 oath shall be filed in the office of the Secretary of the State. Each  
44 member of the board of directors of the collaborative shall execute a  
45 surety bond in the penal sum of fifty thousand dollars, or, in lieu

46 thereof, the chairperson of the board shall execute a blanket position  
47 bond covering each member and the chief executive officer and the  
48 employees of the collaborative, each surety bond to be conditioned  
49 upon the faithful performance of the duties of the office or offices  
50 covered, to be executed by a surety company authorized to transact  
51 business in this state as surety and to be approved by the Attorney  
52 General and filed in the office of the Secretary of the State. The cost of  
53 each such bond shall be paid by the collaborative.

54 (e) Notwithstanding any provision of the law, it shall not constitute  
55 a conflict of interest for a trustee, director, partner or officer of any  
56 person, firm or corporation or any individual having a financial  
57 interest in a person, firm or corporation to serve as a member of the  
58 board of directors of the collaborative; provided such trustee, director,  
59 partner or officer of any person, firm or corporation or any individual  
60 having a financial interest in a person, firm or corporation shall file  
61 with the collaborative a record of his capacity with or interest in such  
62 person and abstain and absent himself from any deliberation, action  
63 and vote by the board in specific respect to such person.

64 (f) The board shall annually elect one of its members as vice  
65 chairperson. Meetings of the board shall be held at such times as shall  
66 be specified in the bylaws adopted by the board and at such other time  
67 or times as the chairperson or the board deems necessary.

68 (g) The board of directors of the collaborative shall adopt written  
69 procedures, in accordance with the provisions of section 1-121 of the  
70 general statutes, for: (1) Adopting an annual budget and plan of  
71 operations, including a requirement of board approval before the  
72 budget or plan may take effect; (2) hiring, promoting and  
73 compensating employees of the collaborative, including an affirmative  
74 action policy and a requirement of board approval before a position  
75 may be created or a vacancy filled; (3) purchasing, leasing or acquiring  
76 real and personal property and personal services, including a  
77 requirement of board approval for any nonbudgeted expenditure in

78 excess of five thousand dollars; (4) contracting for financial, legal, bond  
79 underwriting and other professional services, including a requirement  
80 that the collaborative solicit proposals at least once every three years  
81 for each such service which it uses; (5) issuing and retiring bonds,  
82 bond anticipation notes and other obligations of the collaborative; (6)  
83 awarding loans, grants and other financial assistance, including  
84 eligibility criteria, the application process and the role played by the  
85 collaborative's staff and board of directors and including deadlines for  
86 the approval or disapproval of applications for such assistance by the  
87 collaborative; and (7) the use of surplus funds to the extent authorized  
88 under this section and sections 2 to 8, inclusive, of this act.

89 (h) Neither members of the board of directors of the collaborative  
90 nor any person executing the notes and bonds shall be liable  
91 personally on the notes or bonds or be subject to any personal liability  
92 or accountability by reason of the issuance thereof.

93 (i) The powers of the collaborative shall be vested in and exercised  
94 by not less than seven of the members of the board of directors then in  
95 office. Such number of members shall constitute a quorum and the  
96 affirmative vote of a majority of the members present at a meeting of  
97 the board shall be necessary for any action taken by the collaborative.  
98 No vacancy in the membership of the board shall impair the right to  
99 exercise all the rights and perform all the duties of the collaborative.  
100 Any action taken by the board under the provisions of this section and  
101 sections 2 to 8, inclusive, of this act may be authorized by resolution at  
102 any regular or special meeting, and each such resolution shall take  
103 effect immediately and need not be published or posted. The  
104 collaborative shall be exempt from the provisions of section 4-9a of the  
105 2006 supplement to the general statutes.

106 (j) The board of directors of the collaborative may delegate to three  
107 or more of its members such board powers and duties as it may deem  
108 proper. At least one of such members shall not be a state employee.

109 (k) The collaborative shall continue, as long as it shall have bonds or

110 other obligations outstanding and until its existence is terminated by  
111 law. Upon the termination of the existence of the collaborative, all its  
112 rights and properties shall pass to and be vested in the state of  
113 Connecticut.

114 (l) The collaborative shall be subject to examination by the State  
115 Treasurer. The accounts of the collaborative shall be subject to annual  
116 audits by the State Auditors of Public Accounts.

117 Sec. 2. (NEW) (*Effective July 1, 2006*) (a) The purposes of the  
118 Connecticut Finance Collaborative shall be:

119 (1) To support the economic, workforce and community  
120 development policies, programs, goals and strategies of the state;

121 (2) To discharge the responsibilities of the collaborative under  
122 sections 1 to 8, inclusive, of this act, chapters 187, 578, 579, 581, 584,  
123 588l, 588n, 588r and 588u of the general statutes, and any other  
124 provisions of the general statutes or any public or special act setting  
125 forth or governing the powers and duties of the collaborative;

126 (3) To stimulate and encourage the research and development of  
127 new technologies and products, to encourage the creation and transfer  
128 of new technologies, to assist existing businesses in adopting current  
129 and innovative technological processes, to stimulate and provide  
130 services to industry that will advance the adoption and utilization of  
131 technology, to achieve improvements in the quality of products and  
132 services, to stimulate and encourage the development and operation of  
133 new and existing science parks and incubator facilities, and to promote  
134 science, engineering, mathematics and other disciplines that are  
135 essential to the development and application of technology within  
136 Connecticut by the infusion of financial aid for research, invention and  
137 innovation in situations in which such financial aid would not  
138 otherwise be reasonably available from commercial or other sources:

139 (4) To assist institutions for higher education, health care

140 institutions, nursing homes, child care or child development facilities,  
141 and qualified nonprofit organizations in the construction, financing  
142 and refinancing of projects or in any other manner provided by law.

143 (b) For the purposes of subsection (a) of this section the  
144 collaborative shall have the following powers, in addition to any  
145 others provided by law:

146 (1) To have perpetual succession as a body corporate and to adopt  
147 bylaws, policies and procedures for the regulation of its affairs and  
148 conduct of its businesses as provided by law;

149 (2) To solicit, receive and accept aid, grants or contributions from  
150 any source of money, property or labor or other things of value, to be  
151 held, used and applied to carry out the purposes of the collaborative,  
152 subject to the conditions upon which such grants and contributions  
153 may be made, including, but not limited to, gifts or grants from any  
154 department or agency of the United States or the state;

155 (3) To employ such assistants, agents and other employees as may  
156 be necessary or desirable, which employees shall be exempt from the  
157 classified service and shall not be employees, as defined in subsection  
158 (b) of section 5-270 of the 2006 supplement to the general statutes;  
159 establish all necessary or appropriate personnel practices and policies,  
160 including those relating to hiring, promotion, compensation,  
161 retirement and collective bargaining, which need not be in accordance  
162 with chapter 68 of the general statutes, and the collaborative shall not  
163 be an employer as defined in subsection (a) of said section 5-270; and  
164 engage consultants, attorneys and appraisers as may be necessary or  
165 desirable to carry out its purposes in accordance with this chapter;

166 (4) To make and enter into all contracts and agreements necessary or  
167 incidental to the performance of its duties and the execution of its  
168 powers under this act;

169 (5) To sue and be sued, plead and be impleaded, adopt a seal and

170 alter the same at pleasure;

171 (6) To maintain an office at such place or places within the state as it  
172 may designate;

173 (7) To invest in, acquire, lease, purchase, own, manage, hold and  
174 dispose of real property and lease, convey or deal in or enter into  
175 agreements with respect to such property on any terms necessary or  
176 incidental to the carrying out of these purposes; provided, however,  
177 that all such acquisitions of real property for the collaborative's own  
178 use with amounts appropriated by the state to the collaborative or  
179 with the proceeds of bonds supported by the full faith and credit of the  
180 state shall be subject to the approval of the Secretary of the Office of  
181 Policy and Management and the provisions of section 4b-23 of the 2006  
182 supplement to the general statutes;

183 (8) To acquire, lease, purchase, own, manage, hold and dispose of  
184 personal property, and lease, convey or deal in or enter into  
185 agreements with respect to such property on any terms necessary or  
186 incidental to the carrying out of these purposes;

187 (9) To account for and audit funds of the collaborative and funds of  
188 any recipients of financial aid from the collaborative;

189 (10) With the approval of the State Treasurer, to invest any funds  
190 not needed for immediate use or disbursement, including any funds  
191 held in reserve, in obligations issued or guaranteed by the United  
192 States of America or the state of Connecticut and in other obligations  
193 which are legal investments for municipalities or retirement funds in  
194 this state;

195 (11) To procure insurance against any loss in connection with its  
196 property and other assets in such amounts and from such insurers as it  
197 deems desirable;

198 (12) To the extent permitted under its contract with other persons, to  
199 consent to any termination, modification, forgiveness or other change

200 of any term of any contractual right, payment, royalty, contract or  
201 agreement of any kind to which the collaborative is a party;

202 (13) In connection with any application for assistance under or  
203 commitments therefor, to make and collect such fees as the  
204 collaborative shall determine to be reasonable;

205 (14) To hold patents, copyrights, trademarks, marketing rights,  
206 licenses, or any other evidences of protection or exclusivity as to any  
207 products as defined herein, issued under the laws of the United States  
208 or any state or any nation;

209 (15) To borrow money or accept gifts, grants or loans of funds,  
210 property or service from any source, public or private, and comply,  
211 subject to the provisions of law, with the terms and conditions thereof;

212 (16) To insure any or all payments to be made by the borrower  
213 under the terms of any agreement for the extension of credit or making  
214 of a loan by the collaborative in connection with any economic  
215 development project to be financed, wholly or in part, through the  
216 issuance of bonds or mortgage payments of any mortgage which is  
217 given by a mortgagor to the mortgagee who has provided the  
218 mortgage for an economic development project upon such terms and  
219 conditions as the collaborative may prescribe and as provided herein,  
220 and the faith and credit of the state are pledged thereto;

221 (17) To request for its guidance, in connection with any project, a  
222 finding of the municipal planning commission, or, if there is no  
223 planning commission, a finding of the municipal officers of the  
224 municipality in which the economic development project is proposed  
225 to be located, or of the regional planning agency of which such  
226 municipality is a member, as to the expediency and advisability of the  
227 economic development project;

228 (18) To advise the Governor, the General Assembly, the  
229 Commissioner of Business and Employment and the Commissioner of



230 Higher Education on matters relating to economic development  
231 finance, science, engineering and technology which may have an  
232 impact on state policies, programs, employers and residents, and on  
233 job creation and retention;

234 (19) (A) To accept from the Department of Business and  
235 Employment: (i) Financial assistance, (ii) revenues or the right to  
236 receive revenues with respect to any program under the supervision of  
237 the department, and (iii) loan assets or equity interests in connection  
238 with any program under the supervision of the department; (B) to  
239 make advances to and reimburse the department for any expenses  
240 incurred or to be incurred by it in the delivery of such assistance,  
241 revenues, rights, assets, or interests; (C) to enter into agreements for  
242 the delivery of services by the collaborative, in consultation with the  
243 department, or the Connecticut Housing Finance Authority, to third  
244 parties which agreements may include provisions for payment by the  
245 department to the collaborative for the delivery of such services; and  
246 (D) to enter into agreements with the department or the Connecticut  
247 Housing Finance Authority for the sharing of assistants, agents and  
248 other consultants, professionals and employees, and facilities and  
249 other real and personal property used in the conduct of the affairs of  
250 the Connecticut Finance Collaborative;

251 (20) To transfer to the Department of Business and Employment: (A)  
252 Financial assistance, (B) revenues or the right to receive revenues with  
253 respect to any program under the supervision of the collaborative, and  
254 (C) loan assets or equity interests in connection with any program  
255 under the supervision of the collaborative, provided the transfer of  
256 such financial assistance, revenues, rights, assets or interests is  
257 determined by the collaborative to be practicable, within the  
258 constraints and not inconsistent with the fiduciary obligations of the  
259 collaborative imposed upon or established upon the collaborative by  
260 any provision of the general statutes, the collaborative's bond  
261 resolutions or any other agreement or contract of the collaborative and  
262 to have no adverse effect on the tax-exempt status of any bonds of the

263 state;

264 (21) To do all acts and things necessary and convenient to carry out  
265 the purposes of sections 1 to 8, inclusive, of this act.

266 Sec. 3. (NEW) (*Effective July 1, 2006*) (a) The Connecticut Finance  
267 Collaborative may form one or more subsidiaries to carry out the  
268 public purposes of the collaborative and may transfer to any such  
269 subsidiary any moneys and real or personal property of any kind or  
270 nature. Any such subsidiary may be organized as a stock or nonstock  
271 corporation or a limited liability company. Each such subsidiary shall  
272 have and may exercise such powers of the collaborative as are set forth  
273 in the resolution of the collaborative prescribing the purposes for  
274 which such subsidiary is formed and such other powers provided to it  
275 by law. Each such subsidiary shall be deemed a quasi-public agency  
276 for purposes of chapter 12 of the general statutes and shall have all the  
277 privileges, immunities, tax exemptions and other exemptions of the  
278 collaborative, including the privileges, immunities, tax exemptions and  
279 other exemptions provided under the general statutes for special  
280 capital reserve funds. Each such subsidiary shall be subject to suit  
281 provided its liability shall be limited solely to the assets, revenues and  
282 resources of the subsidiary and without recourse to the general funds,  
283 revenues, resources or any other assets of the collaborative. Each such  
284 subsidiary is authorized to assume or take title to property subject to  
285 any existing lien, encumbrance or mortgage and to mortgage, convey  
286 or dispose of its assets and pledge its revenues in order to secure any  
287 borrowing, provided each such borrowing or mortgage shall be a  
288 special obligation of the subsidiary, which obligation may be in the  
289 form of bonds, bond anticipation notes and other obligations to the  
290 extent permitted under this chapter to fund and refund the same and  
291 provide for the rights of the holders thereof, and to secure the same by  
292 pledge or revenues, notes and other assets and which shall be payable  
293 solely from the assets, revenues and other resources of the subsidiary.  
294 The collaborative shall have the power to assign to a subsidiary any  
295 rights, moneys or other assets it has under any governmental program

296 including the nursing home loan program. No borrowing shall be  
297 undertaken by a subsidiary of the collaborative without the approval  
298 of the collaborative.

299 (b) (1) The collaborative may establish one or more subsidiaries to  
300 stimulate, encourage and carry out the remediation, development and  
301 financing of contaminated property within this state, in coordination  
302 with the Department of Environmental Protection, and to provide  
303 financial, developmental and environmental expertise to others  
304 including, but not limited to, municipalities, interested in or  
305 undertaking such remediation, development or financing which are  
306 determined to be public purposes for which public funds may be  
307 expended. Each subsidiary shall be deemed a quasi-public agency for  
308 purposes of chapter 12 of the general statutes. The collaborative may  
309 transfer to any such subsidiary any moneys and real or personal  
310 property. Each such subsidiary shall have all the privileges,  
311 immunities, tax exemptions and other exemptions of the collaborative.

312 (2) Each such subsidiary may sue and shall be subject to suit  
313 provided the liability of each such subsidiary shall be limited solely to  
314 the assets, revenues and resources of such subsidiary and without  
315 recourse to the general funds, revenues, resources or any other assets  
316 of the collaborative or any other subsidiary. No such subsidiary may  
317 provide for any bonded indebtedness of the state for the cost of any  
318 liability or contingent liability for the remediation of contaminated real  
319 property unless such indebtedness is specifically authorized by an act  
320 of the General Assembly. Each such subsidiary shall have the power to  
321 do all acts and things necessary or convenient to carry out the  
322 purposes of this subsection, section 12-81r of the general statutes,  
323 subsection (h) of section 22a-133m of the general statutes, subsection  
324 (a) of section 22a-133x of the general statutes, sections 22a-133aa, 22a-  
325 133bb and 22a-133dd of the general statutes, subsection (l) of section  
326 22a-134 of the general statutes, and sections 22a-452f, 32-7e and 32-  
327 23pp to 32-23rr, inclusive, of the general statutes including, but not  
328 limited to, (A) solicit, receive and accept aid, grants or contributions

329 from any source of money, property or labor or other things of value,  
330 to be held, used and applied to carry out the purposes of this  
331 subsection, section 12-81r of the general statutes, subsection (h) of  
332 section 22a-133m of the general statutes, subsection (a) of section 22a-  
333 133x of the general statutes, sections 22a-133aa, 22a-133bb and 22a-  
334 133dd of the general statutes, subsection (l) of section 22a-134 of the  
335 general statutes, and sections 22a-452f, 32-7e and 32-23pp to 32-23rr,  
336 inclusive, of the general statutes subject to the conditions upon which  
337 such grants and contributions may be made, including, but not limited  
338 to, gifts, grants or loans, from any department, agency or quasi-public  
339 agency of the United States or the state; (B) enter into agreements with  
340 persons upon such terms and conditions as are consistent with the  
341 purposes of such subsidiary to acquire or facilitate the remediation,  
342 development or financing of contaminated real or personal property;  
343 (C) to acquire, take title, lease, purchase, own, manage, hold and  
344 dispose of real and personal property and lease, convey or deal in or  
345 enter into agreements with respect to such property; (D) examine,  
346 inspect, rehabilitate, remediate or improve real or personal property or  
347 engage others to do so on such subsidiary's behalf, or enter into  
348 contracts therefor; (E) mortgage, convey or dispose of its assets and  
349 pledge its revenues in order to secure any borrowing, for the purpose  
350 of financing, refinancing, rehabilitating, remediating, improving or  
351 developing its assets, provided each such borrowing or mortgage shall  
352 be a special obligation of such subsidiary, which obligation may be in  
353 the form of notes, bonds, bond anticipation notes and other obligations  
354 issued by or to such subsidiary to the extent permitted under this  
355 chapter to fund and refund the same and provide for the rights of the  
356 holders thereof, and to secure the same by pledge of revenues, notes or  
357 other assets and which shall be payable solely from the assets,  
358 revenues and other resources of such subsidiary; (F) to create real  
359 estate investment trusts or similar entities or to become a member of a  
360 limited liability company or to become a partner in limited or general  
361 partnerships or establish other contractual arrangements with private  
362 and public sector entities as such subsidiary deems necessary to

363 remediate, develop or finance environmentally contaminated property  
364 in the state; and (G) any other powers enumerated in subsection (e) of  
365 section 32-23 of the general statutes necessary or appropriate to carry  
366 out the purposes of this subsection, subsection (h) of section 22a-133m  
367 of the general statutes, subsection (a) of section 22a-133x of the general  
368 statutes, sections 22a-133aa, 22a-133bb and 22a-133dd of the general  
369 statutes, subsection (l) of section 22a-134 of the general statutes, and  
370 sections 22a-452f, 32-7e and 32-23pp to 32-23rr, inclusive, of the general  
371 statutes. The board of directors, executive director, officers and staff of  
372 the collaborative may serve as members of any advisory or other board  
373 which may be established to carry out the purposes of this subsection,  
374 subsection (h) of section 22a-133m of the general statutes, subsection  
375 (a) of section 22a-133x of the general statutes, sections 22a-133aa, 22a-  
376 133bb and 22a-133dd of the general statutes, subsection (l) of section  
377 22a-134 of the general statutes, and sections 22a-452f, 32-7e and 32-  
378 23pp to 32-23rr, inclusive, of the general statutes.

379 (b) Each such subsidiary shall act through its board of directors, at  
380 least one-half of which shall be members of the board of directors of  
381 the collaborative, or their designees, or officers or employees of the  
382 collaborative. A resolution of the collaborative shall prescribe the  
383 purposes for which each such subsidiary is formed.

384 (c) The provisions of section 1-125 of the general statutes and this  
385 subsection shall apply to any officer, director, designee or employee  
386 appointed as a member, director or officer of any such subsidiary. Any  
387 such persons so appointed shall not be personally liable for the debts,  
388 obligations or liabilities of any such subsidiary as provided in said  
389 section 1-125. The subsidiary shall, and the collaborative may, provide  
390 for the indemnification to protect, save harmless and indemnify such  
391 officer, director, designee or employee as provided by said section 1-  
392 125.

393 (d) The collaborative, or such subsidiary, may take such actions as  
394 are necessary to comply with the provisions of the Internal Revenue

395 Code of 1986 or any subsequent corresponding internal revenue code  
396 of the United States, as from time to time amended, to qualify and  
397 maintain any such subsidiary as a corporation exempt from taxation  
398 under said internal revenue code.

399 (e) The collaborative may make loans to each such subsidiary,  
400 following standard collaborative procedures, from its assets and the  
401 proceeds of its bonds, notes and other obligations, provided the source  
402 and security for the repayment of such loans is derived from the assets,  
403 revenues and resources of the subsidiary.

404 Sec. 4. (NEW) (*Effective July 1, 2006*) (a) The board of directors of the  
405 Connecticut Finance Collaborative shall appoint a chief executive  
406 officer who shall not be a member of the board and such other officers  
407 as it determines. Such officers shall be exempt from the classified  
408 service, serve at the pleasure of the board and receive such  
409 compensation as shall be fixed by the board.

410 (b) The chief executive officer shall direct and supervise  
411 administrative affairs and technical activities in accordance with the  
412 directives of the board. He shall perform such other duties as may be  
413 directed by the board in carrying out the purposes of sections 1 to 8,  
414 inclusive, of this act and chapters 187, 578, 579, 581, 584, 588l, 588n,  
415 588r and 588u of the general statutes. The chief executive officer shall  
416 attend all meetings of the board, keep a record of the proceedings of  
417 the board and shall maintain and be custodian of all books, documents  
418 and papers filed with the collaborative and of the minute book or  
419 journal of the collaborative and of its official seal. He may cause copies  
420 to be made of all minutes and other records and documents of the  
421 collaborative and may give certificates under the official seal of the  
422 collaborative to the effect that such copies are true copies, and all  
423 persons dealing with the collaborative may rely upon such certificates.

424 Sec. 5. (NEW) (*Effective July 1, 2006*) The exercise of the powers  
425 vested in the Connecticut Finance Collaborative shall constitute the  
426 performance of an essential governmental function and the

427 collaborative shall not be required to pay any taxes or assessments  
428 upon or in respect of a project, or any property or moneys of the  
429 collaborative, levied by any municipality or political subdivision or  
430 special district having taxing powers of the state, nor shall the  
431 collaborative be required to pay state taxes of any kind, and the  
432 collaborative, its projects, property and moneys and any bonds and  
433 notes issued under the provisions of sections 1 to 8, inclusive, of this  
434 act and chapters 187, 578, 579, 581, 584, 588l, 588n, 588r and 588u of the  
435 general statutes, their transfer and the income therefrom, including  
436 any profit made on the sale thereof, shall at all times be free from  
437 taxation of every kind by the state except for estate or succession taxes  
438 and by the municipalities and all other political subdivisions or special  
439 districts having taxing powers of the state; provided any person  
440 leasing a project from the collaborative shall pay to the municipality,  
441 or other political subdivision or special district having taxing powers  
442 in which such project is located, a payment in lieu of taxes which shall  
443 equal the taxes on real and personal property, including water and  
444 sewer assessments, which such lessee would have been required to  
445 pay had it been the owner of such property during the period for  
446 which such payment is made and neither the collaborative nor its  
447 projects, properties, money or bonds and notes shall be obligated,  
448 liable or subject to lien of any kind for the enforcement, collection or  
449 payment thereof. The sale of tangible personal property or services by  
450 the collaborative is exempt from the sales tax under chapter 219 of the  
451 general statutes, and the storage, use or other consumption in this state  
452 of tangible personal property or services purchased from the  
453 collaborative is exempt from the use tax under said chapter 219. If and  
454 to the extent the proceedings under which the bonds authorized to be  
455 issued under the provisions of said chapters and sections so provide,  
456 the collaborative may agree to cooperate with the lessee of a project in  
457 connection with any administrative or judicial proceedings for  
458 determining the validity or amount of such payments and may agree  
459 to appoint or designate and reserve the right in and for such lessee to  
460 take all action which the collaborative may lawfully take in respect of

461 such payments and all matters relating thereto, provided such lessee  
462 shall bear and pay all costs and expenses of the collaborative thereby  
463 incurred at the request of such lessee or by reason of any such action  
464 taken by such lessee in behalf of the collaborative. Any lessee of a  
465 project which has paid the amounts in lieu of taxes required by this  
466 section to be paid shall not be required to pay any such taxes in which  
467 a payment in lieu thereof has been made to the state or to any such  
468 municipality or other political subdivision or special district having  
469 taxing powers, any other statute to the contrary notwithstanding. Any  
470 industrial pollution control facility financed under said chapters and  
471 sections shall be subject to such approvals, as may be required by law,  
472 of any agency of the state and any agency of the United States having  
473 jurisdiction in the matter and, in the discretion of the collaborative,  
474 may be acquired, constructed or improved as part of or jointly with a  
475 pollution control facility undertaken by a municipality or political  
476 subdivision or special district having taxing powers in the state and  
477 the collaborative is authorized to cooperate and execute contracts with  
478 such a municipality or political subdivision or special district.

479       Sec. 6. (NEW) (*Effective July 1, 2006*) (a) Not later than November  
480 first, annually, the Connecticut Finance Collaborative shall submit a  
481 report to the Governor, the Commissioner of Business and  
482 Employment, the Auditors of Public Accounts and the joint standing  
483 committees of the General Assembly having cognizance of matters  
484 relating to the Department of Business and Employment,  
485 appropriations and the budgets of state agencies and capital bonding,  
486 which shall include the following information with respect to new and  
487 outstanding financial assistance provided by the collaborative during  
488 the twelve-month period ending on June thirtieth next preceding the  
489 date of the report for each financial assistance program administered  
490 by the collaborative: (1) A list of the names, addresses and locations of  
491 all recipients of such assistance, (2) for each recipient: (A) The business  
492 activities, (B) the Standard Industrial Classification Manual codes, (C)  
493 the gross revenues during the recipient's most recent fiscal year, (D)  
494 the number of employees at the time of application, (E) whether the



495 recipient is a minority or woman-owned business, (F) a summary of  
496 the terms and conditions for the assistance, including the type and  
497 amount of state financial assistance, job creation or retention  
498 requirements, and anticipated wage rates, and (G) the amount of  
499 investments from private and other nonstate sources that have been  
500 leveraged by the assistance, (3) the economic benefit criteria used in  
501 determining which applications have been approved or disapproved,  
502 and (4) for each recipient of assistance, a comparison between the  
503 number of jobs to be created, the number of jobs to be retained and the  
504 average wage rates for each such category of jobs, as projected in the  
505 recipient's application, versus the actual number of jobs created, the  
506 actual number of jobs retained and the average wage rates for each  
507 such category. The report shall also indicate the actual number of full-  
508 time jobs and the actual number of part-time jobs in each such category  
509 and the benefit levels for each such subcategory. In addition, the report  
510 shall state (A) for each final application approved during the twelve-  
511 month period covered by the report, (i) the date that the final  
512 application was received by the collaborative, and (ii) the date of such  
513 approval; (B) for each final application withdrawn during the twelve-  
514 month period covered by the report, (i) the municipality in which the  
515 applicant is located, (ii) the Standard Industrial Classification Manual  
516 code for the applicant, (iii) the date that the final application was  
517 received by the collaborative, and (iv) the date of such withdrawal; (C)  
518 for each final application disapproved during the twelve-month period  
519 covered by the report, (i) the municipality in which the applicant is  
520 located, (ii) the Standard Industrial Classification Manual code for the  
521 applicant, (iii) the date that the final application was received by the  
522 collaborative, and (iv) the date of such disapproval; and (D) for each  
523 final application on which no action has been taken by the applicant or  
524 the agency in the twelve-month period covered by the report and for  
525 which no report has been submitted under this subsection, (i) the  
526 municipality in which the applicant is located, (ii) the Standard  
527 Industrial Classification Manual code for the applicant, and (iii) the  
528 date that the final application was received by the collaborative. The

529 provisions of this subsection shall not apply to activities of the  
530 collaborative under the provisions of chapter 581 of the general  
531 statutes which shall continue to be reported on as provided in section  
532 32-47a of the general statutes, as amended by this act.

533 (b) The November first report shall also include a summary of the  
534 activities of the collaborative, including all activities to assist small  
535 businesses and minority business enterprises, as defined in section 4a-  
536 60g of the general statutes, a complete operating and financial  
537 statement and recommendations for legislation to promote the  
538 purposes of the collaborative.

539 Sec. 7. (NEW) (*Effective October 1, 2006*) (a) (1) In accordance with the  
540 provisions of section 4-38d of the general statutes, all powers and  
541 duties of the Connecticut Development Authority under the provisions  
542 of chapter 579 of the general statutes, shall be transferred to the  
543 Connecticut Finance Collaborative established under section 1 of this  
544 act. On and after the effective date of this section, the Connecticut  
545 Brownfields Redevelopment Authority, a subsidiary of the  
546 Connecticut Development Authority created pursuant to subsection (l)  
547 of section 32-11a of the general statutes, shall be a subsidiary of the  
548 Connecticut Finance Collaborative.

549 (2) All notes, bonds or other obligations issued by the Connecticut  
550 Development Authority for the financing of any project or projects  
551 shall be in accordance with their terms of full force and effect and valid  
552 and binding upon the collaborative as the successor to the Connecticut  
553 Development Authority and with respect to any resolution, contract,  
554 deed, trust agreement, mortgage, conditional sale or loan agreement,  
555 commitment, obligation or liability or other such document, public  
556 record, right, remedy, special act or public act, obligation, liability or  
557 responsibility pertaining thereto, the collaborative shall be, and shall  
558 be deemed to be, the successor to the Connecticut Development  
559 Authority. All properties, rights in land, buildings and equipment and  
560 any funds, moneys, revenues and receipts or assets of such

561 collaborative pledged or otherwise securing any such notes, bonds or  
562 other obligations shall belong to the collaborative as successor to the  
563 Connecticut Development Authority, subject to such pledges and other  
564 security arrangements and to agreements with the holders of the  
565 outstanding notes, bonds or other obligations. Any resolution with  
566 respect to the issuance of bonds of the authority for the purposes of the  
567 act and any other action taken by the authority with respect to  
568 assisting in the financing of any project shall be, or shall be deemed to  
569 be, a resolution of the collaborative or an action taken by the  
570 collaborative subject only to any agreements with the holders of  
571 outstanding notes, bonds or other obligations of the authority.

572 (3) All notes, bonds or other obligations issued by the Connecticut  
573 Development Commission for the financing of any project or projects  
574 shall be in accordance with their terms of full force and effect and valid  
575 and binding upon the collaborative as the successor to the Connecticut  
576 Development Commission and with respect to any resolution,  
577 contract, deed, trust agreement, mortgage, conditional sale or loan  
578 agreement, commitment, obligation or liability or other such  
579 document, public record, right, remedy, special act or public act,  
580 obligation, liability or responsibility pertaining thereto, the  
581 collaborative shall be, and shall be deemed to be, the successor to the  
582 Connecticut Development Commission. All properties, rights in land,  
583 buildings and equipment and any funds, moneys, revenues and  
584 receipts or assets of such commission pledged or otherwise securing  
585 any such notes, bonds or other obligations shall belong to the  
586 collaborative as successor to the Connecticut Development  
587 Commission, subject to such pledges and other security arrangements  
588 and to agreements with the holders of the outstanding notes, bonds or  
589 other obligations. Any resolution with respect to the issuance of bonds  
590 of the commission for the purposes of the act and any other action  
591 taken by the commission with respect to assisting in the financing of  
592 any project shall be, or shall be deemed to be, a resolution of the  
593 collaborative or an action taken by the authority subject only to any  
594 agreements with the holders of outstanding notes, bonds or other

595 obligations of the commission.

596 (4) Whenever the term "Connecticut Development Authority" is  
597 used or referred to in the general statutes, the term "Connecticut  
598 Finance Collaborative" shall be substituted in lieu thereof.

599 (b) (1) In accordance with the provisions of section 4-38d of the  
600 general statutes, all powers, duties and personnel of Connecticut  
601 Innovations, Incorporated under the provisions of chapter 581 of the  
602 general statutes shall be transferred to the Connecticut Finance  
603 Collaborative established under section 1 of this act. All cash, notes,  
604 receivables, liabilities, appropriations, authorizations, allocations, and  
605 all other assets and properties of Connecticut Innovations,  
606 Incorporated shall be transferred to the Connecticut Finance  
607 Collaborative. Such transfer shall not affect the validity, enforceability  
608 or binding nature of any contract or agreement for financial aid made  
609 by Connecticut Innovations, Incorporated under the authorization of  
610 this act prior to the effective date of this act. On and after the effective  
611 date of this section, any and all subsidiaries of the Connecticut  
612 Innovations, Incorporated shall be subsidiaries of the Connecticut  
613 Finance Collaborative.

614 (2) Whenever the term "Connecticut Innovations, Incorporated" is  
615 used or referred to in the general statutes, the term "Connecticut  
616 Finance Collaborative" shall be substituted in lieu thereof.

617 (c) (1) In accordance with the provisions of section 4-38d of the  
618 general statutes, all powers and duties of the Connecticut Health and  
619 Education Facilities Authority under the provisions of chapter 187 of  
620 the general statutes, shall be transferred to the Connecticut Finance  
621 Collaborative established under section 1 of this act. On and after the  
622 effective date of this section, any and all subsidiaries of the  
623 Connecticut Health and Education Facilities Authority shall be a  
624 subsidiary of the Connecticut Finance Collaborative.

625 (2) All notes, bonds or other obligations issued by the Connecticut

626 Health and Education Facilities Authority for the financing of any  
627 project or projects shall be in accordance with their terms of full force  
628 and effect and valid and binding upon the collaborative as the  
629 successor to the Connecticut Health and Education Facilities Authority  
630 and with respect to any resolution, contract, deed, trust agreement,  
631 mortgage, conditional sale or loan agreement, commitment, obligation  
632 or liability or other such document, public record, right, remedy,  
633 special act or public act, obligation, liability or responsibility  
634 pertaining thereto, the collaborative shall be, and shall be deemed to  
635 be, the successor to the Connecticut Health and Education Facilities  
636 Authority. All properties, rights in land, buildings and equipment and  
637 any funds, moneys, revenues and receipts or assets of such authority  
638 pledged or otherwise securing any such notes, bonds or other  
639 obligations shall belong to the collaborative as successor to the  
640 Connecticut Health and Education Facilities Authority, subject to such  
641 pledges and other security arrangements and to agreements with the  
642 holders of the outstanding notes, bonds or other obligations. Any  
643 resolution with respect to the issuance of bonds of the authority for the  
644 purposes of this act and any other action taken by the authority with  
645 respect to assisting in the financing of any project shall be, or shall be  
646 deemed to be, a resolution of the collaborative or an action taken by  
647 the collaborative subject only to any agreements with the holders of  
648 outstanding notes, bonds or other obligations of the commission.

649 (3) Whenever the term "Connecticut Health and Educational  
650 Facilities Authority" is used or referred to in the general statutes, the  
651 term "Connecticut Finance Collaborative" shall be substituted in lieu  
652 thereof.

653 (d) (1) The Connecticut Finance Collaborative shall adopt operating  
654 procedures pursuant to subsection (f) of section 1 of this act. Except to  
655 the extent that existing procedures are inconsistent with this act, until  
656 new procedures are adopted or July 1, 2007, whichever occurs first:

657 (2) The procedures of Connecticut Innovations, Incorporated,

658 adopted pursuant to section 1-121 of the general statutes, shall remain  
659 in full force and effect with respect to any matter arising under the  
660 provisions of chapter 581 of the general statutes;

661 (3) The procedures of the Connecticut Health and Education  
662 Facilities Authority, adopted pursuant to section 1-121 of the general  
663 statutes, shall remain in full force and effect with respect to any matter  
664 arising under the provisions of chapter 187 of the general statutes; and

665 (4) The procedures of the Connecticut Development Authority,  
666 adopted pursuant to section 1-121 of the general statutes, shall remain  
667 in full force and effect with respect to any other matter before the  
668 Connecticut Finance Collaborative.

669 (e) Except as expressly provided in this act, nothing in this act shall  
670 be deemed to limit the powers exercised by the Connecticut  
671 Development Authority, the Connecticut Health and Education  
672 Facilities Authority or Connecticut Innovations, Incorporated prior to  
673 the effective date of this act.

674 Sec. 8. (NEW) (*Effective July 1, 2006*) (a) During the period from July  
675 1, 2006, to September 30, 2006, the Connecticut Development  
676 Authority, Connecticut Innovations, Incorporated and the Connecticut  
677 Health and Educational Facilities Authority are authorized to enter  
678 into any agreements with the Connecticut Finance Collaborative that  
679 are necessary to facilitate for the collaborative to assume its  
680 responsibilities under sections 1 to 8, inclusive, of this act.

681 (b) The Connecticut Development Authority, Connecticut  
682 Innovations, Incorporated and the Connecticut Health and Educational  
683 Facilities Authority may provide professional and clerical support,  
684 facilities, equipment and supplies to the Connecticut Finance  
685 Collaborative during the period from July 1, 2006, to September 30,  
686 2006, inclusive.

687 Sec. 9. Section 32-1b of the general statutes is repealed and the

688 following is substituted in lieu thereof (*Effective July 1, 2006*):

689 (a) There is established a Department of [Economic and Community  
690 Development] Business and Employment. The department head  
691 shall be the Commissioner of [Economic and Community  
692 Development] Business and Employment, who shall be appointed by  
693 the Governor in accordance with the provisions of sections 4-5 to 4-8,  
694 inclusive, with the powers and duties prescribed in said sections 4-5 to  
695 4-8, inclusive.

696 (b) Said department shall constitute a successor department to the  
697 Department of [Housing in accordance with the provisions of sections  
698 4-38d, 4-38e and 4-39.

699 (c) Said department shall constitute a successor department to the  
700 Department of Economic Development] Economic and Community  
701 Development in accordance with the provisions of sections 4-38d, 4-  
702 38e and 4-39.

703 [(d)] (c) Whenever the term ["Commissioner of Housing"]  
704 "Commissioner of Economic and Community Development" is used or  
705 referred to in the general statutes, the term ["Commissioner of  
706 Economic and Community Development"] "Commissioner of Business  
707 and Development" shall be substituted in lieu thereof. Whenever the  
708 term ["Department of Housing"] "Department of Economic and  
709 Community Development" is used or referred to in the general  
710 statutes, the term ["Department of Economic and Community  
711 Development"] "Department of Business and Employment" shall be  
712 substituted in lieu thereof.

713 [(e) Whenever the term "Commissioner of Economic Development"  
714 is used or referred to in the general statutes, the term "Commissioner  
715 of Economic and Community Development" shall be substituted in  
716 lieu thereof. Whenever the term "Department of Economic  
717 Development" is used or referred to in the general statutes, the term  
718 "Department of Economic and Community Development" shall be

719 substituted in lieu thereof.]

720 [(f)] (d) If the term "Commissioner of Housing" or "Commissioner  
721 of Economic Development" is used or referred to in any public or  
722 special act of 1995 or 1996, or in any section of the general statutes  
723 which is amended in 1995 or 1996, it shall be deemed to mean or refer  
724 to the "Commissioner of Economic and Community Development".

725 [(g)] (e) If the term "Department of Housing" or "Department of  
726 Economic Development" is used or referred to in any public or special  
727 act of 1995 or 1996, or in any section of the general statutes which is  
728 amended in 1995 or 1996, it shall be deemed to mean or refer to the  
729 "Department of Economic and Community Development".

730 (f) If the term "Commissioner of Economic and Community  
731 Development" is used or referred to in any public or special act of 2005  
732 or 2006, or in any section of the general statutes which is amended in  
733 2005 or 2006, it shall be deemed to mean or refer to the "Commissioner  
734 of Business and Employment".

735 (g) If the term "Department of Economic and Community  
736 Development" is used or referred to in any public or special act of 2005  
737 or 2006, or in any section of the general statutes which is amended in  
738 2005 or 2006, it shall be deemed to mean or refer to the "Department of  
739 Business and Employment".

740 Sec. 10. (NEW) (*Effective July 1, 2006*) (a) The Labor Commissioner,  
741 with the approval of the Commissioner of Business and Employment  
742 and the Commissioner of Education, shall, within available  
743 appropriations, establish and operate the Twenty-First Century Skills  
744 Training Program the purpose of which shall be to: (1) Sustain high  
745 growth occupation and economically vital industries identified by  
746 such commissioners; and (2) assist workers in obtaining skills to start  
747 or move up their career ladder. Such job training program may include  
748 training designed to increase the basic skills of employees, including,  
749 but not limited to, training in written and oral communication,



750 mathematics or science, or training in technical and technological skills  
751 and such other training as commissioners determine is necessary to  
752 meet the needs of the employer. No more than five per cent of the  
753 appropriation for the program may be used for administrative  
754 purposes.

755 (b) Not less than fifty per cent of the cost of such training shall be  
756 borne by the employer requesting the training.

757 (c) The Labor Commissioner is authorized to adopt, pursuant to  
758 chapter 54 of the general statutes any regulations required to carry out  
759 this section.

760 Sec. 11. Section 32-505 of the general statutes is repealed and the  
761 following is substituted in lieu thereof (*Effective July 1, 2006*):

762 (a) There shall be, within the Department of Business and  
763 Employment, an Office of National and International Commerce which  
764 shall be responsible for (1) marketing the state as a place to live , work  
765 and do business; (2) providing information, assistance and support to  
766 businesses considering locating in the state; (3) working with  
767 businesses looking to expand in Connecticut or considering relocating  
768 to or expanding in other states; and (4) encouraging trade between this  
769 state and foreign nations.

770 [(a)] (b) The Commissioner of [Economic and Community  
771 Development] Business and Employment may retain trade  
772 representatives in foreign countries to assist Connecticut businesses in  
773 finding (1) export customers, agents and distributors, and (2) foreign  
774 companies to invest in Connecticut.

775 [(b)] (c) The commissioner shall, within available resources,  
776 establish an international trade representative program to assist  
777 Connecticut businesses in exporting their products to foreign markets.  
778 On or before October 1, 1994, the commissioner shall establish a  
779 registration process for businesses interested in participating in the

780 program. Such process shall include, but not be limited to, a  
781 requirement that the business agree to pay, over a three-year period  
782 beginning on the date of execution of a contract for an export sale, a  
783 success fee of not more than three per cent of the price of the products  
784 being sold under such transaction, excluding freight, handling and  
785 insurance charges. The department shall deposit such fees in the  
786 account established by section 32-504.

787 [(c)] (d) The commissioner shall keep a separate accounting of all  
788 fees paid from such program and use such accounting as a  
789 measurement of export sales achieved through the program. The  
790 commissioner may utilize the services of an impartial third party to  
791 monitor the sales of program participants.

792 Sec. 12. Section 32-15 of the general statutes is repealed and the  
793 following is substituted in lieu thereof (*Effective October 1, 2006*):

794 All applications for insurance shall be [forwarded] submitted to the  
795 collaborative, together with an application fee, if any, prescribed by the  
796 [authority, to the executive director of the authority] collaborative. The  
797 [executive director] chief executive officer of the collaborative, after  
798 preparing necessary records for the [authority] collaborative, shall  
799 prepare a report which may include, but shall not be limited to, such  
800 facts about the company under consideration as its history, wage  
801 standards, job opportunities, stability of employment, past and present  
802 financial condition and structure, pro-forma income statements,  
803 present and future markets and prospects, and integrity of  
804 management. Such report shall conclude with a brief discussion and  
805 opinion as to whether the applicant would contribute to the  
806 development and advancement of the business prosperity and  
807 economic welfare of the state of Connecticut. Such report shall be  
808 submitted to the [authority through its executive director and]  
809 collaborative shall be advisory in nature only. After receipt and  
810 consideration of the above report and after such other action as is  
811 deemed appropriate, the [authority] collaborative shall approve or

812 deny the application. The applicant shall be promptly notified of such  
813 action by the [authority] collaborative. If the application is approved,  
814 notice of such approval shall be transmitted to the proposed  
815 mortgagee or lender chosen by the applicant. Such approval shall be  
816 conditioned upon payment to the [authority] collaborative, within  
817 such reasonable time after notification of approval as may be specified  
818 by the [authority] collaborative, of a commitment fee prescribed by the  
819 [authority] collaborative. No mortgage or loan shall be accepted for  
820 insurance unless the [authority] collaborative finds that the project  
821 with respect to which the mortgage or loan is executed is financially  
822 sound.

823 Sec. 13. Section 32-23d of the general statutes is repealed and the  
824 following is substituted in lieu thereof (*Effective October 1, 2006*):

825 For the purposes of this chapter, the following terms shall have the  
826 following meanings unless the context indicates another meaning and  
827 intent:

828 (a) "Department" means the Department of [Economic and  
829 Community Development] Business and Employment or its successor  
830 agency.

831 (b) "State" means the state of Connecticut.

832 (c) "Municipality" means any town, city or borough in the state.

833 (d) "Project" means any facility, plant, works, system, building,  
834 structure, utility, fixture or other real property improvement located in  
835 the state, any machinery, equipment, furniture, fixture or other  
836 personal property to be located in the state and the land on which it is  
837 located or which is reasonably necessary in connection therewith,  
838 which is of a nature or which is to be used or occupied by any person  
839 for purposes which would constitute it as an economic development  
840 project, information technology project, public service project, urban  
841 project, recreation project, commercial fishing project, health care

842 project, the convention center project, as defined in subdivision (3) of  
843 section 32-600, nonprofit project or remediation project, and any real  
844 property improvement reasonably related thereto. A project may be  
845 acquired (1) directly, or (2) indirectly through the purchase of all or  
846 substantially all of the stock of a corporation.

847 (e) "Eligible financial institution" means any trust company, bank,  
848 savings bank, credit union, savings and loan association, insurance  
849 company, investment company, mortgage banker, trustee, executor,  
850 pension fund, retirement fund or other fiduciary or financial  
851 institution, the state or, to the extent otherwise permitted by law, any  
852 municipality, or any political subdivision, instrumentality, agency or  
853 body politic and corporate thereof, which is approved by the authority  
854 to participate in the financing of a project.

855 (f) "Cost of project" as determined by the authority means the cost or  
856 fair market value of construction, lands, property rights, utility  
857 extensions, disposal facilities, access roads, easements, franchises,  
858 financing charges, interest, engineering and legal services, plans,  
859 specifications, surveys, cost estimates, studies and other expenses  
860 necessary or incident to the development, construction, financing and  
861 placing in operation of a project and, subject to the provisions of  
862 section 32-16, the cost or fair market value of machinery, equipment,  
863 furniture, fixtures or other personal property of a project.

864 (g) "Insurance fund" means the Mortgage and Loan Insurance Fund  
865 created by section 32-14.

866 (h) "Maturity date" means the date on which the mortgage  
867 indebtedness would be extinguished if paid in accordance with  
868 periodic payments provided for in the mortgage.

869 (i) "Mortgage" means a mortgage or lien on a project together with  
870 credit instruments, if any, secured thereby, or any other agreement for  
871 the extension of credit or making of a loan related to the financing of a  
872 project or any portions thereof or interest therein, however evidenced,

873 including financing by means of a lease or a conditional or installment  
874 sales agreement, or any pool of or interest in any of the foregoing  
875 financed from any source.

876 (j) "Mortgagee" means the original lender or other provider of credit  
877 under the mortgage or participants therein, and their successors and  
878 assigns, approved by the authority and may include, but is not limited  
879 to, all eligible financial institutions and, except as used in section 32-  
880 17a, the authority as defined in subsection (w) of this section.

881 (k) "Mortgagor" includes the successors and assigns of the  
882 mortgagor.

883 (l) "Mortgage payments" means payments called for by a mortgage,  
884 and may include, but is not limited to, interest, installments of  
885 principal, taxes and assessments, mortgage insurance premiums and  
886 hazard insurance premiums.

887 (m) "Mortgage year" means the annual period measured by the date  
888 or the anniversary of the date of the execution of the mortgage.

889 (n) "Principal obligation" means the sum total of all mortgage  
890 payments due from the mortgagor.

891 (o) "Municipal planning commission" means a municipal planning  
892 commission created under chapter 126.

893 (p) "Regional planning agency" means a regional planning agency  
894 created under chapter 127.

895 (q) "Federal agency" means the United States, the president of the  
896 United States and any department of, or corporation, agency or  
897 instrumentality designated or established by, the United States.

898 (r) "Revenues" means receipts, revenues, service charges, rentals or  
899 other payments to be received on account of lease, mortgage,  
900 conditional sale, sale or loan agreements and payments and any other

901 income derived from the lease, sale or other disposition of a project,  
902 moneys in such reserve and insurance funds or accounts or other  
903 funds and accounts and income from the investment thereof,  
904 established in connection with the issuance of bonds, notes or other  
905 obligations for a project or projects, and fees, charges or other moneys  
906 to be received by the authority in respect of projects and contracts with  
907 persons.

908 (s) "Person" means any person, including individuals, firms,  
909 partnerships, associations, cooperatives, limited liability companies or  
910 corporations, public or private, for profit or nonprofit, organized or  
911 existing under the laws of the state or any other state, and, to the  
912 extent otherwise permitted by law, any municipality, district,  
913 including any special district having taxing powers, agency, authority,  
914 instrumentality, or other governmental entity or political subdivision  
915 in the state.

916 (t) "Purposes of the authority", means the purposes of the authority  
917 expressed in and pursuant to the authority legislation, including with  
918 respect to the promotion, planning and designing, developing,  
919 encouraging, assisting, acquiring, constructing, reconstructing,  
920 improving, maintaining and equipping and furnishing of a project and  
921 assisting directly or indirectly in the financing of the cost thereof.

922 (u) "Economic development project" means any project which is to  
923 be used or occupied by any person for (1) manufacturing, industrial,  
924 research, office or product warehousing or distribution purposes or  
925 hydroponic or aquaponic food production purposes and which the  
926 authority determines will tend to maintain or provide gainful  
927 employment, maintain or increase the tax base of the economy, or  
928 maintain, expand or diversify industry in the state, or (2) controlling,  
929 abating, preventing or disposing land, water, air or other  
930 environmental pollution, including without limitation thermal,  
931 radiation, sewage, wastewater, solid waste, toxic waste, noise or  
932 particulate pollution, except resources recovery facilities, as defined in

933 section 22a-219a, used for the principal purpose of processing  
934 municipal solid waste and which are not expansions or additions to  
935 resources recovery facilities operating on July 1, 1990, or (3) the  
936 conservation of energy or the utilization of cogeneration technology or  
937 solar, wind, hydro, biomass or other renewable sources to produce  
938 energy for any industrial or commercial application, or (4) any other  
939 purpose which the authority determines will materially contribute to  
940 the economic base of the state by creating or retaining jobs, promoting  
941 the export of products or services beyond state boundaries,  
942 encouraging innovation in products or services, or otherwise  
943 contributing to, supporting or enhancing existing activities that are  
944 important to the economic base of the state.

945 (v) "Commissioner" means the Commissioner of [Economic and  
946 Community Development] Business and Employment.

947 (w) "Authority" means the Connecticut [Development Authority]  
948 Finance Collaborative or its successor as established and created under  
949 [section 32-11a] sections 1 to 8, inclusive, of this act.

950 (x) "Capital reserve fund bond" means any bond of the authority  
951 secured by a special capital reserve fund established pursuant to this  
952 chapter.

953 (y) "Recreation project" means any project which is to be primarily  
954 available for the use of the general public including without limitation  
955 stadiums, sports complexes, amusement parks, museums, theaters,  
956 civic, concert, cultural and exhibition centers, centers for the visual and  
957 performing arts, hotels, motels, resorts, inns and other public lodging  
958 accommodations and which the authority determines will tend to (1)  
959 promote tourism, (2) provide a special enhancement of recreation  
960 facilities in the state, or (3) contribute to the business or industrial  
961 development of the state.

962 (z) "Public service project" means any project which is to be used or  
963 occupied by a common carrier or public utility to provide bus, truck,

964 rail, limousine, water or air transportation services or water, sewer,  
965 gas, electricity, or telephone utility services, and which the authority  
966 determines will tend to assist the common carrier or public utility in  
967 providing service to the general public in the state. A public service  
968 project may include ferry boats or railroad rolling stock, but may not  
969 include any other vehicle, aircraft or watercraft.

970 (aa) "Urban project" means any project which is to be used or  
971 occupied by any person for commercial or retail sales or service  
972 purposes located wholly or partly within an urban municipality in the  
973 state and which the authority determines will tend (1) to maintain or  
974 provide gainful construction or permanent employment, maintain or  
975 expand the tax base of the economy or maintain, expand or diversify  
976 industry in the state, or (2) to otherwise revitalize the economy of the  
977 urban municipality. An "urban municipality", for the purposes of this  
978 definition, means any municipality which is a "distressed  
979 municipality" as defined in subsection (b) of section 32-9p.

980 (bb) "Commercial fishing project" means any project which is to be  
981 used or occupied by any person for commercial fishing purposes or for  
982 support, maintenance, storage, production, or manufacturing purposes  
983 reasonably related to commercial fishing activity, including without  
984 limitation commercial fishing vessels, docks, wharves, piers, land or  
985 floating processing facilities, transportation terminals, facilities for the  
986 maintenance, storage, and construction of vessels and equipment, and  
987 fish storage and handling facilities.

988 (cc) "Health care project" means any project which is to be used or  
989 occupied by any person for the providing of services in any residential  
990 care home, nursing home or rest home, as defined in subsection (c) of  
991 section 19a-490, as amended, or for the providing of living space for  
992 physically handicapped persons or persons sixty years of age or older.

993 (dd) "Nonprofit project" means any project which (1) is to be used or  
994 occupied by any person organized and operated not for profit but  
995 exclusively for health, educational, charitable, community, cultural,



996 agricultural, consumer or other purposes benefiting the citizens of the  
997 state, or as an agricultural or hospital cooperative or service  
998 organization or as a chamber of commerce or trade or professional  
999 association, and (2) which the authority determines satisfies a public  
1000 need not adequately met by businesses operating for profit.

1001 (ee) "Information technology project" means any project (1)  
1002 providing information technology intensive office or laboratory space,  
1003 including, but not limited to, smart buildings, incubator facilities, or  
1004 any project that is to be used or occupied by any person specializing in  
1005 e-commerce technologies or other technologies using high-speed  
1006 communications infrastructure, and (2) which the authority deems will  
1007 materially contribute to the economic base of the state by creating or  
1008 retaining jobs, promoting the export of products or services beyond  
1009 state borders, encouraging innovation in products or services, or  
1010 otherwise contributing to, supporting or enhancing existing activities  
1011 that are important to the economic base of the state.

1012 (ff) "Incubator facilities" has the same meaning as incubator facilities  
1013 in subdivision (5) of section 32-34.

1014 (gg) "Smart building" means a building that houses, for use by its  
1015 tenants, an information or communications infrastructure capable of  
1016 transmitting digital video, voice and data content over a high-speed  
1017 wired, wireless or other communications intranet and provides the  
1018 capability of delivering and receiving high-speed digital video, voice  
1019 and data transmissions over the Internet.

1020 (hh) "Authority legislation" means this chapter, chapters 578, 584,  
1021 588l, 588n, 588r and 588u, sections 8-134, 8-134a, 8-192, 8-192a, 25-33a,  
1022 32-23zz, as amended by this act, and 32-68a, and any other provisions  
1023 of the general statutes or any public or special act setting forth or  
1024 governing the powers and duties of the [authority] collaborative.

1025 (ii) "Remediation project" means any project (1) involving the  
1026 development, redevelopment or productive reuse of real property

1027 within this state that (A) has been subject to a spill, as defined in  
 1028 section 22a-452c, (B) is an establishment, as defined in subdivision (3)  
 1029 of section 22a-134, (C) is a facility, as defined in 42 USC 9601(9), or (D)  
 1030 is eligible to be treated as polluted real property for purposes of  
 1031 section 22a-133m or contaminated real property for purposes of section  
 1032 22a-133aa or section 22a-133bb, provided the development,  
 1033 redevelopment or productive reuse is undertaken pursuant to a  
 1034 remediation plan meeting all applicable standards and requirements of  
 1035 the Department of Environmental Protection, (2) that the authority  
 1036 determines will add or support significant new economic activity or  
 1037 employment in the municipality in which such project is located or  
 1038 will otherwise materially contribute to the economic base of the state  
 1039 or the municipality, and (3) for which assistance from the authority  
 1040 will be needed to attract necessary private investment.

1041 Sec. 14. Section 32-23e of the general statutes is repealed and the  
 1042 following is substituted in lieu thereof (*Effective October 1, 2006*):

1043 To accomplish the purposes of the [authority] collaborative, as  
 1044 defined in subsection (t) of section 32-23d, as amended by this act,  
 1045 which are hereby determined to be public purposes for which public  
 1046 funds may be expended, and in addition to any other powers provided  
 1047 by law, the [authority] collaborative shall have power to: (1) Determine  
 1048 the location and character of any project to be financed under the  
 1049 provisions of said chapters and sections, provided any financial  
 1050 assistance shall be approved in accordance with written procedures  
 1051 prepared pursuant to subdivision (14) of this section; (2) purchase,  
 1052 receive, by gift or otherwise, lease, exchange, or otherwise acquire, and  
 1053 construct, reconstruct, improve, maintain, equip and furnish one or  
 1054 more projects, including all real and personal property which the  
 1055 authority may deem necessary in connection therewith, and to enter  
 1056 into a contract with a person therefor upon such terms and conditions  
 1057 as the authority shall determine to be reasonable, including but not  
 1058 limited to reimbursement for the planning, designing, financing,  
 1059 construction, reconstruction, improvement, equipping, furnishing,

1060 operation and maintenance of the project and any claims arising  
1061 therefrom and establishment and maintenance of reserve and  
1062 insurance funds with respect to the financing of the project; (3) insure  
1063 any or all payments to be made by the borrower under the terms of  
1064 any agreement for the extension of credit or making of a loan by the  
1065 authority in connection with any economic development project to be  
1066 financed, wholly or in part, through the issuance of bonds or mortgage  
1067 payments of any mortgage which is given by a mortgagor to the  
1068 mortgagee who has provided the mortgage for an economic  
1069 development project upon such terms and conditions as the authority  
1070 may prescribe and as provided herein, and the faith and credit of the  
1071 state are pledged thereto; (4) in connection with the insuring of  
1072 payments of any mortgage, request for its guidance a finding of the  
1073 municipal planning commission, or, if there is no planning  
1074 commission, a finding of the municipal officers, of the municipality in  
1075 which the economic development project is proposed to be located, or  
1076 of the regional planning agency of which such municipality is a  
1077 member, as to the expediency and advisability of the economic  
1078 development project; (5) sell or lease to any person, all or any portion  
1079 of a project, purchase from eligible financial institutions mortgages  
1080 with respect to economic development projects, purchase or  
1081 repurchase its own bonds, and sell, pledge or assign to any person any  
1082 such bonds, mortgages, or other loans, notes, revenues or assets of the  
1083 authority, or any interest therein, for such consideration and upon  
1084 such terms as the authority may determine to be reasonable; (6)  
1085 mortgage or otherwise encumber all or any portion of a project  
1086 whenever it shall find such action to be in furtherance of the purposes  
1087 of said chapters and sections; (7) enter into agreements with any  
1088 person, including prospective mortgagees and mortgagors, for the  
1089 purpose of planning, designing, constructing, acquiring, altering and  
1090 financing projects, providing liquidity or a secondary market for  
1091 mortgages or other financial obligations incurred with respect to  
1092 facilities which would qualify as a project under this chapter,  
1093 purchasing loans made by regional corporations under section 32-276,

1094 or for any other purpose in furtherance of any other power of the  
1095 authority; (8) grant options to purchase or renew a lease for any of its  
1096 projects on such terms as the authority may determine to be  
1097 reasonable; (9) employ or retain attorneys, accountants and  
1098 architectural, engineering and financial consultants and such other  
1099 employees and agents and to fix their compensation and to employ the  
1100 Connecticut Development Credit Corporation on a cost basis as it shall  
1101 deem necessary to assist it in carrying out the purposes of said  
1102 authority legislation; (10) borrow money or accept gifts, grants or loans  
1103 of funds, property or service from any source, public or private, and  
1104 comply, subject to the provisions of said authority legislation, with the  
1105 terms and conditions thereof; (11) accept from a federal agency loans  
1106 or grants for use in carrying out its purpose, and enter into agreements  
1107 with such agency respecting any such loans or grants; (12) provide  
1108 tenant lease guarantees and performance guarantees, invest in, extend  
1109 credit or make loans to any person for the planning, designing,  
1110 financing, acquiring, constructing, reconstructing, improving,  
1111 expanding, continuing in operation, equipping and furnishing of a  
1112 project and for the refinancing of existing indebtedness with respect to  
1113 any facility or part thereof which would qualify as a project in order to  
1114 facilitate substantial improvements thereto, which guarantees,  
1115 investments, credits or loans may be secured by loan agreements, lease  
1116 agreements, installment sale agreements, mortgages, contracts and all  
1117 other instruments or fees and charges, upon such terms and conditions  
1118 as the authority shall determine to be reasonable in connection with  
1119 such loans, including provision for the establishment and maintenance  
1120 of reserve and insurance funds and in the exercise of powers granted  
1121 in this section in connection with a project for such person, to require  
1122 the inclusion in any contract, loan agreement or other instrument, such  
1123 provisions for the construction, use, operation and maintenance and  
1124 financing of a project as the authority may deem necessary or  
1125 desirable; (13) in connection with any application for assistance under  
1126 said authority legislation, or commitments therefor, to make and  
1127 collect such fees and charges as the authority shall determine to be

1128 reasonable; (14) adopt procedures, in accordance with the provisions  
1129 of section 1-121, to carry out the provisions of said authority  
1130 legislation, which may give priority to applications for financial  
1131 assistance based upon the extent the project will materially contribute  
1132 to the economic base of the state by creating or retaining jobs,  
1133 providing increased wages or benefits to employees, promoting the  
1134 export of products or services beyond the boundaries of the state,  
1135 encouraging innovation in products or services, encouraging defense-  
1136 dependent business to diversify to nondefense production, promoting  
1137 standards of participation adopted by the Connecticut partnership  
1138 compact pursuant to section 33-374g of the general statutes, revision of  
1139 1958, revised to 1991, or will otherwise enhance existing activities that  
1140 are important to the economic base of the state, provided regulation-  
1141 making proceedings commenced before January 1, 1989, shall be  
1142 governed by sections 4-166 to 4-174, inclusive; (15) adopt an official  
1143 seal and alter the same at pleasure; (16) maintain an office at such place  
1144 or places within the state as it may designate; (17) sue and be sued in  
1145 its own name and plead and be impleaded, service of process in any  
1146 action to be made by service upon the executive director of said  
1147 authority either in hand or by leaving a copy of the process at the  
1148 office of the authority with some person having charge thereof; (18)  
1149 employ such assistants, agents and other employees as may be  
1150 necessary or desirable for its purposes, which employees shall be  
1151 exempt from the classified service and shall not be employees as  
1152 defined in subsection (b) of section 5-270, as amended; establish all  
1153 necessary or appropriate personnel practices and policies, including  
1154 those relating to hiring, promotion, compensation, retirement and  
1155 collective bargaining, which need not be in accordance with chapter 68  
1156 and the authority shall not be an employer as defined in subsection (a)  
1157 of section 5-270, as amended; contract for and engage appraisers of  
1158 industrial machinery and equipment, consultants and property  
1159 management services, and utilize the services of other governmental  
1160 agencies; (19) when it becomes necessary or feasible for the authority  
1161 to safeguard itself from losses, acquire, purchase, manage and operate,

1162 hold and dispose of real and personal property, take assignments of  
1163 rentals and leases and make and enter into all contracts, leases,  
1164 agreements and arrangements necessary or incidental to the  
1165 performance of its duties; (20) in order to further the purposes of said  
1166 authority legislation, or to assure the payment of the principal and  
1167 interest on bonds or notes of the authority or to safeguard the  
1168 mortgage insurance fund, purchase, acquire and take assignments of  
1169 notes, mortgages and other forms of security and evidences of  
1170 indebtedness, purchase, acquire, attach, seize, accept or take title to  
1171 any project by conveyance or, by foreclosure, and sell, lease or rent any  
1172 project for a use specified in said chapters and sections or in said  
1173 chapter 579; (21) adopt rules for the conduct of its business; (22) invest  
1174 any funds not needed for immediate use or disbursement, including  
1175 any funds held in reserve, in obligations issued or guaranteed by the  
1176 United States of America or the state of Connecticut and in other  
1177 obligations which are legal investments for savings banks in this state;  
1178 (23) do, or delegate, any and all things necessary or convenient to carry  
1179 out the purposes and to exercise the powers given and granted in said  
1180 authority legislation; provided, in all matters concerning the internal  
1181 administrative functions of the authority which are funded by  
1182 amounts appropriated by the state to the authority or to the  
1183 department, the procedures of the state relating to office space,  
1184 supplies, facilities, materials, equipment and professional services shall  
1185 be followed, and provided further, that in the acquisition by the  
1186 authority of real estate involving the use of appropriated funds or  
1187 bonds supported by the full faith and credit of the state, the authority  
1188 shall be subject to the provisions of section 4b-23, as amended; (24) to  
1189 accept from the department: (A) Financial assistance, (B) revenues or  
1190 the right to receive revenues with respect to any program under the  
1191 supervision of the department, and (C) loan assets or equity interests  
1192 in connection with any program under the supervision of the  
1193 department; to make advances to and reimburse the department for  
1194 any expenses incurred or to be incurred by it in the delivery of such  
1195 assistance, revenues, rights, assets or amounts; to enter into

1196 agreements for the delivery of services by the authority, in  
1197 consultation with the department [,] and the Connecticut Housing  
1198 Finance Authority, [and Connecticut Innovations, Incorporated,] to  
1199 third parties which agreements may include provisions for payment  
1200 by the department to the authority for the delivery of such services;  
1201 and to enter into agreements with the department or with the  
1202 Connecticut Housing Finance Authority [or Connecticut Innovations,  
1203 Incorporated] for the sharing of assistants, agents and other  
1204 consultants, professionals and employees, and facilities and other real  
1205 and personal property used in the conduct of the authority's affairs;  
1206 and (25) to transfer to the department: (A) Financial assistance, (B)  
1207 revenues or the right to receive revenues with respect to any program  
1208 under the supervision of the authority, and (C) loan assets or equity  
1209 interests in connection with any program under the supervision of the  
1210 authority, provided the transfer of such financial assistance, revenues,  
1211 rights, assets or interests is determined by the authority to be  
1212 practicable, within the constraints and not inconsistent with the  
1213 fiduciary obligations of the authority imposed upon or established  
1214 upon the authority by any provision of the general statutes, the  
1215 authority's bond resolutions or any other agreement or contract of the  
1216 authority and to have no adverse effect on the tax-exempt status of any  
1217 bonds of the authority or the state.

1218       Sec. 15. Section 32-23k of the general statutes is repealed and the  
1219 following is substituted in lieu thereof (*Effective October 1, 2006*):

1220       The state of Connecticut does hereby pledge to and agree with the  
1221 holders of any bonds and notes issued under the provisions of the  
1222 authority legislation, as defined in subsection (hh) of section 32-23d,  
1223 and with those parties who may enter into contracts with the  
1224 Connecticut [Development Authority] Finance Collaborative or its  
1225 successor agency pursuant to the provisions of such authority  
1226 legislation, that the state will not limit or alter the rights hereby vested  
1227 in the authority until such obligations, together with the interest  
1228 thereon, are fully met and discharged and such contracts are fully

1229 performed on the part of the authority, provided nothing contained  
1230 herein shall preclude such limitation or alteration if and when  
1231 adequate provision shall be made by law for the protection of the  
1232 holders of such bonds and notes of the authority or those entering into  
1233 such contracts with the authority. The authority is authorized to  
1234 include this pledge and undertaking for the state in such bonds and  
1235 notes or contracts.

1236 Sec. 16. Subsection (b) of section 32-23o of the general statutes is  
1237 repealed and the following is substituted in lieu thereof (*Effective*  
1238 *October 1, 2006*):

1239 (b) Each such loan or extension of credit shall be authorized by the  
1240 Connecticut [Development Authority] Finance Collaborative or, if the  
1241 authority so determines, by a committee of the authority consisting of  
1242 the chairman and either one other member of the authority or its  
1243 [executive director] chief executive officer, as specified in the  
1244 determination of the authority. Any administrative expenses incurred  
1245 in carrying out the provisions of this section, to the extent not paid by  
1246 the authority or from moneys appropriated to the department, shall be  
1247 paid from the Small Contractors' Revolving Loan Fund. Payments  
1248 from the Small Contractors' Revolving Loan Fund to small contractors  
1249 or to pay such administrative expenses shall be made by the Treasurer  
1250 upon certification by the Commissioner of [Economic and Community  
1251 Development] Business and Employment that the payment is  
1252 authorized under the provisions of this section, under the applicable  
1253 rules and regulations of the department, and, if made to a small  
1254 contractor, under the terms and conditions established by the authority  
1255 or the duly appointed committee thereof in authorizing the making of  
1256 the loan or the extension of credit.

1257 Sec. 17. Section 32-23q of the general statutes is repealed and the  
1258 following is substituted in lieu thereof (*Effective October 1, 2006*):

1259 The provisions of sections 37-4 and 37-6 shall not apply to any bond,  
1260 note or other obligation issued by the Connecticut [Development



1261 Authority] Finance Collaborative, or any loan, lease, sale agreement,  
1262 note or other obligation evidencing a financial obligation to the  
1263 authority.

1264 Sec. 18. Section 32-23r of the general statutes is repealed and the  
1265 following is substituted in lieu thereof (*Effective October 1, 2006*):

1266 The Connecticut [Development Authority] Finance Collaborative  
1267 shall require in all instances that a borrower or mortgagee shall enter  
1268 into an agreement with the authority to give preference in employment  
1269 to persons as set forth herein:

1270 (1) Where the funds involved are to be used for the purchase, lease  
1271 or alteration of an existing facility which has been inoperative and the  
1272 borrower or mortgagee intends to make, assemble or produce products  
1273 and or services comparable to those previously made, assembled, or  
1274 produced at such facility, preference shall be given to those previously  
1275 employed at such facility within the twelve-month period immediately  
1276 preceding its closing in the order of their total length of employment at  
1277 the closed facility, provided that they can perform the work required  
1278 by the borrower or mortgagee at such existing facility;

1279 (2) Where the funds involved are to be used for the purchase, lease  
1280 or alteration of an existing facility which has been inoperative and the  
1281 borrower or mortgagee intends to make, assemble or produce products  
1282 different than those previously made, assembled or produced at the  
1283 facility, preference in employment and training shall be given to those  
1284 previously employed at such facility within the twelve-month period  
1285 immediately preceding its closing in the order of their total length of  
1286 employment at the closed facility, provided such training shall not  
1287 exceed twelve weeks; and

1288 (3) Where the borrower or mortgagee is not the operating or  
1289 producing entity at the facility being financed, the borrower or  
1290 mortgagee shall be required to enter into an irrevocable agreement  
1291 with the operating or producing entity containing the above

1292 requirements and proof of such agreement shall be provided to the  
1293 authority before approval of any funds or insurance.

1294 Sec. 19. Section 32-23s of the general statutes is repealed and the  
1295 following is substituted in lieu thereof (*Effective October 1, 2006*):

1296 The amendments to sections 32-11a, 32-16, 32-23c, 32-23d, as  
1297 amended by this act, 32-23e, 32-23f and 32-23j effective on June 29,  
1298 1981, are intended and shall be construed as a clarification and  
1299 expansion of the powers of the Connecticut [Development Authority]  
1300 Finance Collaborative, and shall not limit or impair any obligation  
1301 incurred or right exercised by the authority under its powers prior to  
1302 said date.

1303 Sec. 20. Section 32-23t of the general statutes is repealed and the  
1304 following is substituted in lieu thereof (*Effective October 1, 2006*):

1305 It is hereby found and declared as a matter of legislative  
1306 determination that there is a continuing need for stimulation and  
1307 encouragement of the growth and development of the state economy  
1308 through the provision of two comprehensive loan programs and the  
1309 establishment of a locally administered business outreach center  
1310 challenge grant program which address the economic needs of a wide  
1311 variety of business enterprises located throughout the state, including,  
1312 but not limited to, development corporations, small contractors, small  
1313 manufacturers, small business investment companies, employee  
1314 groups, small water companies, small exporters, businesses affected by  
1315 emergencies or disasters, small farmers, small retailers or service firms,  
1316 high risk small businesses, start-up businesses, businesses located in  
1317 various regions of the state, and other businesses that may be unable to  
1318 obtain adequate financing from conventional sources. It is further  
1319 found and declared that consolidating many of the separate loan  
1320 programs currently administered by the Department of [Economic and  
1321 Community Development] Business and Employment into two  
1322 revolving loan funds to be administered by the Connecticut  
1323 [Development Authority] Finance Collaborative will enhance such

1324 programs for all borrowers, permit better targeting of state assistance  
 1325 to firms important to the economic base of the state, improve  
 1326 marketing, accounting and administration, alleviate certain  
 1327 administrative and technical problems created by changes in federal  
 1328 tax law, permit more effective use of existing resources and better  
 1329 enable the state to protect itself from losses through the establishment  
 1330 of a loan loss reserve and an improved loan work-out capability. It is  
 1331 further found and declared that major changes in the financial markets  
 1332 have altered the availability of capital to small and medium firms in  
 1333 the state, that assistance to high risk small and start-up businesses is  
 1334 important to the state economy and that such loan consolidation will  
 1335 better enable the Connecticut [Development Authority] Finance  
 1336 Collaborative to leverage state assistance through active participation  
 1337 of private sector investments in small businesses.

1338 Sec. 21. Subsection (a) of section 32-23v of the general statutes is  
 1339 repealed and the following is substituted in lieu thereof (*Effective*  
 1340 *October 1, 2006*):

1341 (a) As used in this section:

1342 (1) "Affiliate" means a business concern which directly controls or is  
 1343 controlled by another business concern, or a third party which controls  
 1344 both business concerns;

1345 (2) "Appraised value" means the cost or fair market value of an asset  
 1346 as determined in the discretion of the Connecticut [Development  
 1347 Authority] Finance Collaborative;

1348 (3) "Authority" means the Connecticut [Development Authority]  
 1349 Finance Collaborative established under section 32-11a or its successor;

1350 (4) "Department" means the Department of [Economic and  
 1351 Community Development] Business and Employment or its successor  
 1352 agency;

1353 (5) "Eligible borrower" means any person who, in the discretion of

1354 the authority, demonstrates (A) financial need by either its inability to  
1355 obtain conventional financial assistance in satisfactory amounts or  
1356 satisfactory terms, or to remain or locate or continue operations in this  
1357 state without the assistance provided for in this section; and (B) that  
1358 the project for which the assistance provided for in this section is being  
1359 requested will materially contribute or provide support to the  
1360 economic base of the state, as evidenced by one or more of the  
1361 following criteria: (i) That such project will create or retain high quality  
1362 jobs within the state and not simply replace existing jobs in other  
1363 locations or businesses within the state; (ii) that such project will  
1364 effectuate or facilitate the export of goods or services beyond the state  
1365 boundaries; (iii) that such project represents a new product or service  
1366 that has the potential for significant future contribution to the state's  
1367 economic base; or (iv) that such project will significantly contribute to,  
1368 support or enhance existing activities which are important to the  
1369 economic base of the state;

1370 (6) "Loans" means (A) loans and extensions of lines of credit, (B) any  
1371 and all forms of equity investments in any business entity and (C) any  
1372 combination of such loans, lines of credit and equity investments;

1373 (7) "Person" means any person or entity, including affiliates,  
1374 engaged in or for the purpose of acquiring a for-profit activity or  
1375 activities in this state, and whose gross revenues, including revenues  
1376 of affiliates, did not exceed twenty-five million dollars in its most  
1377 recently completed fiscal year prior to the date of its application for  
1378 assistance under this section, or if such person has not been in business  
1379 for at least one year prior to the date of such application, if the  
1380 authority determines in its discretion that such person's gross  
1381 revenues, including revenues of affiliates, are not likely to exceed  
1382 twenty-five million dollars in its first fiscal year;

1383 (8) "Small business investment company" means any entity defined  
1384 in 15 USCA 662(3); and

1385 (9) "State or local development corporation" means any entity

1386 organized under the laws of this state which has the authority to  
1387 promote and assist the growth and development of business concerns  
1388 in the areas covered by their operations.

1389 Sec. 22. Subsection (g) of section 32-23v of the general statutes is  
1390 repealed and the following is substituted in lieu thereof (*Effective*  
1391 *October 1, 2006*):

1392 (g) Each loan may be authorized by the authority or, if the authority  
1393 so determines, by a committee of the authority. [, one of whose  
1394 members may be its executive director.] The rate of interest and other  
1395 terms of each loan to the extent not specifically provided for herein  
1396 shall be determined by the authority in its discretion.

1397 Sec. 23. Section 32-23x of the general statutes is repealed and the  
1398 following is substituted in lieu thereof (*Effective October 1, 2006*):

1399 (a) As used in this section:

1400 (1) "Affiliate" means a business concern which directly controls or is  
1401 controlled by another business concern, or a third party which controls  
1402 both business concerns;

1403 (2) "Authority" means the Connecticut [Development Authority]  
1404 Finance Collaborative established under section 32-11a or its successor;

1405 (3) "Department" means the Department of [Economic and  
1406 Community Development] Business and Employment or its successor  
1407 agency;

1408 (4) "Enterprise zone" has the same meaning as provided in section  
1409 32-70;

1410 (5) "Impacted business" means any person impacted by (A) a  
1411 disaster caused by natural forces including, but not limited to, floods  
1412 or hurricanes or (B) an economic emergency including, but not limited  
1413 to, an existing or threatened major plant shutdown, business

1414 disruption from a major road or bridge repair project or other existing  
1415 or potential economic emergency, provided such disaster or  
1416 emergency described in subparagraph (A) or (B) of this subdivision is  
1417 proclaimed as such by declaration of the Commissioner of [Economic  
1418 and Community Development] Business and Employment, with the  
1419 consent of the Secretary of the Office of Policy and Management, upon  
1420 a determination by the Commissioner of [Economic and Community  
1421 Development] Business and Employment that such disaster or  
1422 emergency is of a magnitude that could materially affect the health or  
1423 well-being of the citizens of the impacted area and that the financial  
1424 assistance provided for under this section is necessary to assure timely  
1425 and effective relief and restoration;

1426 (6) "Loans" means loans and extensions of lines of credit;

1427 (7) "Minority business enterprise" means any person who meets the  
1428 criteria contained in section 4a-60g and who is receiving a state  
1429 contract award;

1430 (8) "Person" means any person or entity, including affiliates,  
1431 engaged in a for-profit activity or activities in this state and who,  
1432 except for an impacted business, is not an eligible borrower for  
1433 assistance under the provisions of the Connecticut Growth Fund  
1434 established under section 32-23v;

1435 (9) "Rate of interest" means the interest rate which the authority  
1436 shall charge and collect on each loan made by the state under this  
1437 section, which rate shall not exceed one per cent above the interest rate  
1438 borne by the general obligation bonds of the state last issued prior to  
1439 the date such loan is made, provided, such rate shall not exceed the  
1440 maximum allowable under federal law;

1441 (10) "Small contractor" means any person who is a contractor,  
1442 subcontractor, manufacturer or service company who has been in  
1443 business for at least one year prior to the date of its application for  
1444 assistance under this section and whose gross revenues, including

1445 revenues of affiliates, did not exceed three million dollars in its most  
1446 recently completed fiscal year prior to the date of its application for  
1447 assistance under this section;

1448 (11) "State or local development corporation" means any entity  
1449 organized under the laws of this state which has the authority to  
1450 promote and assist the growth and development of business concerns  
1451 in the areas covered by their operations;

1452 (12) "Targeted business" means a person located in an enterprise  
1453 zone whose gross revenues did not exceed three million dollars in its  
1454 most recently completed fiscal year prior to the date of its application  
1455 for assistance under this section, or if such person has not been in  
1456 business for at least one year prior to the date of such application, if  
1457 the authority determines in its discretion that such person's gross  
1458 revenues, including revenues of affiliates, are not likely to exceed three  
1459 million dollars in its first fiscal year;

1460 (13) "Water facilities" means (A) investor-owned water companies  
1461 which supply water to at least twenty-five but less than ten thousand  
1462 customers, (B) municipally-owned water companies, and (C) owners  
1463 of privately and municipally-owned dams which the Commissioner of  
1464 Environmental Protection has determined benefit the public.

1465 (b) In order to stimulate and encourage the growth and  
1466 development of the state economy, the Comprehensive Business  
1467 Assistance Fund is hereby created to provide financial assistance to  
1468 targeted businesses, businesses impacted by economic emergencies  
1469 and natural disasters, businesses located in certain regions of the state  
1470 and certain industry sectors, including businesses located in  
1471 entertainment districts designated under section 32-76 or established  
1472 under section 2 of public act 93-311\*, and to assist in the development  
1473 of clean water facilities. The state, acting through the authority, may  
1474 make or participate with private sector financial institutions in making  
1475 loans from said fund to persons in accordance with the provisions of  
1476 this section. Payments of principal and interest on such loans, and

1477 funds received by the authority from any other source for the purposes  
1478 of the Comprehensive Business Assistance Fund, shall be deposited  
1479 into said fund and shall be used to make additional loans and for such  
1480 other purposes authorized by this section.

1481 (c) The state, acting through the authority, may make, or participate  
1482 with private sector financial institutions in making loans from the  
1483 Comprehensive Business Assistance Fund to any person who in the  
1484 discretion of the authority, demonstrates financial need by either its  
1485 inability to obtain conventional financial assistance in satisfactory  
1486 amounts or on satisfactory terms in accordance with the following  
1487 provisions:

1488 (1) The authority may make loans at the rate of interest to small  
1489 contractors and minority business enterprises for the purpose of  
1490 financing labor and material costs only. The aggregate outstanding  
1491 amount of any loans made under this subdivision to any one person,  
1492 including affiliates, shall not exceed two hundred fifty thousand  
1493 dollars. The maximum term for repayment of any loan made under  
1494 this subdivision shall not exceed one year.

1495 (2) The authority may make loans at the rate of interest to targeted  
1496 businesses. The aggregate outstanding amount of any loans made  
1497 under this subdivision to any one person, including affiliates, shall not  
1498 exceed three hundred thousand dollars. The maximum term for  
1499 repayment of any loan made under this subdivision shall not exceed  
1500 (A) twenty years for real property; (B) ten years for machinery and  
1501 equipment; and (C) seven years for working capital. For the purposes  
1502 of this subdivision and subdivision (3), working capital may include,  
1503 but shall not be limited to, capital for expansion or restructuring of a  
1504 business.

1505 (3) The authority may make loans at the rate of interest to impacted  
1506 businesses. The aggregate outstanding amount of any loans made  
1507 under this subdivision to any one person, including affiliates, shall not  
1508 exceed five hundred thousand dollars, except the authority, with the



1509 consent of the Secretary of the Office of Policy and Management, may  
1510 increase the maximum loan amount under this subdivision to one  
1511 million dollars if the authority in its discretion determines that the  
1512 particular needs and conditions of such impacted business warrant  
1513 such increase. The maximum term for repayment of any loan made  
1514 under this subdivision shall not exceed (A) twenty years for real  
1515 property; (B) ten years for machinery and equipment; and (C) seven  
1516 years for working capital.

1517 (4) The authority may make loans at the rate of interest to water  
1518 facilities. Such loans shall be used for the planning, design,  
1519 modification or construction of drinking water facilities made  
1520 necessary by the requirements of the Safe Water Act of 1974 or by an  
1521 order of the Department of Public Health, which drinking water  
1522 facilities shall include, but shall not be limited to, collection facilities,  
1523 treatment facilities, wells, tanks, mains, pumps, transmission facilities  
1524 and any other machinery and equipment necessary to meet the  
1525 requirements of said act. Such loans shall also be used for the repair of  
1526 dams subject to the jurisdiction of the Department of Environmental  
1527 Protection under chapter 446j. For the purposes of this subdivision,  
1528 repair costs include, but shall not be limited to, fees and expenses of  
1529 architects, engineers, attorneys, accountants and other professional  
1530 consultants, and costs of preparing surveys, studies, site plans and  
1531 specifications for such repair. The aggregate outstanding amount of  
1532 any loans made under this subdivision to any water facility, including  
1533 affiliates, shall not exceed two hundred fifty thousand dollars. The  
1534 maximum term for repayment of any loan made under this  
1535 subdivision shall not exceed (A) twenty years for real property; and (B)  
1536 ten years for machinery and equipment.

1537 (5) The authority may make loans at zero per cent interest to  
1538 municipal economic development commissions established under  
1539 section 7-136 or business outreach centers described in section 32-9qq,  
1540 as amended, that establish or participate in loan pools that lend funds  
1541 to (A) persons or groups of persons who complete entrepreneurial

1542 training programs funded or approved by the Commissioner of  
1543 [Economic and Community Development] Business and Employment,  
1544 or (B) business support groups. As used in this subdivision, "business  
1545 support group" means a group of five or more persons, firms or  
1546 corporations which plans to start or expand separate businesses, has  
1547 community or other ties demonstrating a common mission or purpose,  
1548 agrees to undergo an entrepreneurial training program funded or  
1549 approved by the commissioner, and each member of which agrees to  
1550 provide business support to other members of the group. The  
1551 aggregate outstanding amount of any loans made under this  
1552 subdivision to any one person, group of persons or business support  
1553 group shall not exceed twenty-five thousand dollars. The maximum  
1554 term for repayment of any loan made under this subdivision shall not  
1555 exceed ten years.

1556 (6) The authority shall make loans at the rate of interest to  
1557 entertainment or entertainment support service businesses located in  
1558 the municipality with the pilot entertainment district established  
1559 pursuant to section 2 of public act 93-311\*, and on and after July 1,  
1560 1995, may make loans at the rate of interest to entertainment or  
1561 entertainment support service businesses located in municipalities  
1562 with entertainment districts designated under section 32-76.

1563 (d) The state, acting through the authority, may make loans to state  
1564 or local development corporations, for the purpose of providing funds  
1565 to enable such state or local development corporations to make loans  
1566 to any person eligible for assistance under subsection (c) hereof. The  
1567 aggregate outstanding amount of any loan made under this subsection  
1568 to a state or local development corporation for a loan with respect to  
1569 any one project shall not exceed one million dollars.

1570 (e) To carry out the purposes of this section, the authority shall have  
1571 those powers set forth in section 32-23e. The authority shall also have  
1572 the power to take all reasonable steps and exercise all available  
1573 remedies necessary or desirable to protect the obligations or interests

1574 of the authority including, but not limited to, the purchase or  
1575 redemption on foreclosure proceedings, bankruptcy proceedings or in  
1576 other judicial proceedings of any property on which it holds a  
1577 mortgage or other lien or in which it has an interest, and for such  
1578 purposes payment may be made from the Comprehensive Business  
1579 Assistance Fund.

1580 (f) The borrower shall pay such costs of processing applications for  
1581 loans made under this section, including closing costs, as the authority  
1582 determines are reasonable and necessary. The department may assist  
1583 the authority in carrying out the provisions of this section and any  
1584 administrative expenses incurred by the department for services  
1585 provided to the authority or expenses incurred by the authority in  
1586 carrying out the provisions of this section to the extent not paid by the  
1587 borrower or from moneys appropriated to the department or the  
1588 authority for such purposes, may be paid from the Comprehensive  
1589 Business Assistance Fund.

1590 (g) Each loan may be authorized by the authority or, if the authority  
1591 so determines, by a committee of the authority. [ one of whose  
1592 members may be its executive director.]

1593 (h) Payments from the Comprehensive Business Assistance Fund to  
1594 eligible borrowers or to pay administrative expenses shall be made  
1595 upon certification by the executive director of the authority that  
1596 payment is authorized under the provisions of this section and under  
1597 any applicable regulations or program criteria of the authority.

1598 (i) For the purposes of this section, the State Bond Commission shall  
1599 have the power, from time to time, to authorize the issuance of bonds  
1600 of the state in one or more series and in principal amounts not  
1601 exceeding in the aggregate seventeen million three hundred fifty  
1602 thousand dollars. The proceeds from the sale of said bonds shall be  
1603 used by the department to make grants to the authority for deposit in  
1604 the Comprehensive Business Assistance Fund for the purposes  
1605 authorized under this section. The terms and conditions of said grants

1606 shall be governed in accordance with a grant contract entered into  
1607 between the department and authority. All provisions of section 3-20,  
1608 as amended, or the exercise of any right or power granted thereby  
1609 which are not inconsistent with the provisions of this section are  
1610 hereby adopted and shall apply to all bonds authorized by the State  
1611 Bond Commission pursuant to this section, and temporary notes in  
1612 anticipation of the money to be derived from the sale of any such  
1613 bonds so authorized may be issued in accordance with said section 3-  
1614 20, as amended, and from time to time renewed. Said bonds shall  
1615 mature at such time or times not exceeding twenty years from their  
1616 respective dates as may be provided in or pursuant to the resolution or  
1617 resolutions of the State Bond Commission authorizing such bonds.  
1618 None of such bonds shall be authorized except upon a finding by the  
1619 State Bond Commission that there has been filed with it a request for  
1620 such authorization, which is signed by or on behalf of the Secretary of  
1621 the Office of Policy and Management and states such terms and  
1622 conditions as said commission in its discretion may require. Said  
1623 bonds issued pursuant to this section shall be general obligations of the  
1624 state and the full faith and credit of the state of Connecticut are  
1625 pledged for the payment of the principal of and interest on said bonds  
1626 as the same become due, and accordingly and as part of the contract of  
1627 the state with the holders of said bonds, appropriation of all amounts  
1628 necessary for punctual payment of such principal and interest is  
1629 hereby made, and the Treasurer shall pay such principal and interest  
1630 as the same become due. Net earnings on any assets of the  
1631 Comprehensive Business Assistance Fund, including investments or  
1632 reinvestments of proceeds, accrued interest and premiums on the  
1633 issuance of such bonds, after payment therefrom of expenses incurred  
1634 by the Treasurer or State Bond Commission in connection with their  
1635 issuance, shall become part of the Comprehensive Business Assistance  
1636 Fund.

1637 Sec. 24. Section 32-23z of the general statutes is repealed and the  
1638 following is substituted in lieu thereof (*Effective October 1, 2006*):

1639 (a) A Business Environmental Clean-Up Revolving Loan Fund is  
 1640 created. The state, acting through the Connecticut [Development  
 1641 Authority] Finance Collaborative, may provide loans or lines of credit  
 1642 from the Business Environmental Clean-Up Revolving Loan Fund (1)  
 1643 to businesses for the purposes of the containment and removal or  
 1644 mitigation of the discharge, spillage, uncontrolled loss, seepage or  
 1645 filtration of oil or petroleum or chemical liquids or solid, liquid or  
 1646 gaseous products or hazardous wastes and (2) to businesses which  
 1647 convert gas and diesel-powered motor vehicles to vehicles powered by  
 1648 either gas or diesel fuel and a clean-burning alternative fuel, including  
 1649 but not limited to, compressed natural gas or electricity. Loans or lines  
 1650 of credit under subdivision (2) shall be for working or development  
 1651 capital. For the purposes of this section, "business" means any business  
 1652 which (A) if applying for assistance under subdivision (1), has been in  
 1653 business for at least one year prior to the date of application for its loan  
 1654 or line of credit or, if applying for assistance under subdivision (2), has  
 1655 been in business for at least two years prior to such application date,  
 1656 (B) has gross revenues, including revenues of affiliates, less than three  
 1657 million dollars in the most recent fiscal year before the date of the  
 1658 application or has less than one hundred fifty employees and, if  
 1659 applying for assistance under subdivision (2), derived at least seventy-  
 1660 five per cent of its gross revenues in such year from motor vehicle fuel  
 1661 conversion activities, (C) if applying for assistance under subdivision  
 1662 (1), has been doing business and has maintained its principal office  
 1663 and place of business in the state for a period of at least one year prior  
 1664 to the date of its application for assistance under this section or, if  
 1665 applying for assistance under subdivision (2), has been doing business  
 1666 and has maintained such office and business in the state for a period of  
 1667 at least two years prior to such application date, and (D) demonstrates,  
 1668 to the satisfaction of the authority and in its sole discretion, that it is  
 1669 unable to obtain financing from conventional sources on reasonable  
 1670 terms or in reasonable amounts. The Connecticut [Development  
 1671 Authority] Finance Collaborative shall charge and collect interest on  
 1672 each such loan or line of credit at a rate to be determined in accordance

1673 with regulations adopted pursuant to subsection (b) of this section.  
1674 The total amount of such loans or lines of credit provided to any single  
1675 business in any period of twelve consecutive months shall not exceed  
1676 two hundred thousand dollars. Payments made by businesses on all  
1677 loans and lines of credit paid to the Treasurer for deposit in the  
1678 Business Environmental Clean-Up Revolving Loan Fund shall be  
1679 credited to such fund.

1680 (b) The authority shall take any reasonable action it deems  
1681 appropriate to moderate losses on loans and lines of credit made under  
1682 this section, including, but not limited to, development and  
1683 implementation of written procedures, in accordance with section 1-  
1684 121, and a strategy to manage the assets of the fund and any losses  
1685 incurred.

1686 (c) The Connecticut [Development Authority] Finance Collaborative  
1687 shall establish loan procedures, interest, repayment terms, security  
1688 requirements, default and remedy provisions and such other terms  
1689 and conditions as the authority shall deem appropriate.

1690 (d) Each such loan or extension of credit shall be authorized by the  
1691 Connecticut [Development Authority] Finance Collaborative or, if the  
1692 authority so determines, by a committee of the authority consisting of  
1693 the chairman and either one other member of the authority or its  
1694 [executive director] chief executive officer as specified in the  
1695 determination of the authority. Any administrative expenses incurred  
1696 in carrying out the provisions of this section, to the extent not paid by  
1697 the authority, shall be paid from the Business Environmental Clean-Up  
1698 Revolving Loan Fund. Payments from the Business Environmental  
1699 Clean-Up Revolving Loan Fund to businesses or to pay such  
1700 administrative expenses shall be made by the Treasurer upon  
1701 certification by the executive director of the authority that the payment  
1702 is authorized under the provisions of this section, under the applicable  
1703 rules and regulations of the authority, and, if made to a business,  
1704 under the terms and conditions established by the authority or the

1705 duly appointed committee thereof in authorizing the making of the  
1706 loan or the extension of credit.

1707 Sec. 25. Section 32-23aa of the general statutes is repealed and the  
1708 following is substituted in lieu thereof (*Effective October 1, 2006*):

1709 The Connecticut [Development Authority] Finance Collaborative  
1710 shall not approve any application for financial assistance for any  
1711 project unless such project complies with all state laws and regulations  
1712 adopted thereunder.

1713 Sec. 26. Section 32-23hh of the general statutes is repealed and the  
1714 following is substituted in lieu thereof (*Effective October 1, 2006*):

1715 As used in sections 32-23gg to 32-23ll, inclusive:

1716 (1) "Authority" means the Connecticut [Development Authority]  
1717 Finance Collaborative, created under section 32-11a;

1718 [(2) "Executive director" means the executive director of the  
1719 Connecticut Development Authority;]

1720 (2) "Chief executive officer" means the chief executive officer of the  
1721 Connecticut Finance Collaborative;

1722 (3) "Financial assistance" means any and all forms of loans,  
1723 extensions of credit, guarantees, equity investments or any other form  
1724 of financing or refinancing to persons for the purchase, acquisition,  
1725 construction, expansion, continued operation, reconstruction,  
1726 financing, refinancing or placing in operation of an economic  
1727 development project, including, but not limited to, fixed assets,  
1728 working capital, equity participations and acquisitions, employee  
1729 buyouts, refinancing, financial restructuring, and other purposes  
1730 which the authority determines further the purposes of sections 32-  
1731 23gg to 32-23ll, inclusive;

1732 (4) "Economic development project" means any project (A) which is

1733 to be used or occupied by any person for manufacturing, industrial,  
 1734 research or product warehousing or distribution purposes, or any  
 1735 combination thereof, and which the authority determines will tend to  
 1736 maintain or provide gainful employment, maintain or increase the tax  
 1737 base of the economy, or maintain, expand or diversify industry in the  
 1738 state, or for any other purpose which the authority determines will  
 1739 materially support the economic base of the state, by creating or  
 1740 retaining jobs, promoting the export of products or services beyond  
 1741 state boundaries, encouraging innovation in products or services, or  
 1742 otherwise contributing to, supporting or enhancing existing activities  
 1743 that are important to the economic base of the state, and (B) which is  
 1744 unable to obtain conventional financing in satisfactory amounts or on  
 1745 satisfactory terms in the sole judgment of the authority, or whose  
 1746 ability, in the judgment of the authority, to start, continue to operate,  
 1747 expand, or maintain operations or relocate to Connecticut, is  
 1748 dependent upon financial assistance;

1749 (5) "Person" means a person as defined in subsection (s) of section  
 1750 32-23d; and

1751 (6) "Return on investment" means any and all forms of principal or  
 1752 interest payments, insurance premiums or guarantee fees, equity  
 1753 participations, options, warrants, debentures and any or all other  
 1754 forms of remuneration to the authority in return for any financial  
 1755 assistance provided or offered.

1756 Sec. 27. Section 32-23qq of the general statutes is repealed and the  
 1757 following is substituted in lieu thereof (*Effective October 1, 2006*):

1758 (a) An Environmental Assistance Revolving Loan Fund is created.  
 1759 The state, acting through the Connecticut [Development Authority]  
 1760 Finance Collaborative, or any subsidiary of the authority may provide  
 1761 grants, loans, lines of credit or loan guarantees to municipalities or  
 1762 businesses from the Environmental Assistance Revolving Loan Fund  
 1763 for the purposes of pollution prevention activities, as defined in section  
 1764 32-23rr, for purchases and the costs associated with compliance with



1765 the Clean Air Act Amendments of 1990 (42 USC 7401, et seq.), as  
1766 amended, or for remediation of contaminated real property. Within the  
1767 Environmental Assistance Revolving Loan Fund, a loan subfund is  
1768 created solely to provide loans and lines of credit as provided in this  
1769 section, a guarantee subfund is created solely to provide loan  
1770 guarantees as provided in this section and a grant subfund is created  
1771 solely to provide grants as provided under this section. No financial  
1772 assistance, nor any commitment to provide financial assistance, shall  
1773 be provided by or entered into by the authority or any subsidiary of  
1774 the authority pursuant to sections 32-23pp to 32-23ss, inclusive, which  
1775 would cause the aggregate amount of all such financial assistance and  
1776 commitments then outstanding to exceed the sum of the amounts in  
1777 the applicable subfund of the Environmental Assistance Revolving  
1778 Loan Fund plus the amount of any unpaid grants authorized to be  
1779 made by the Department of [Economic and Community Development]  
1780 Business and Employment to the authority or any subsidiary of the  
1781 authority for deposit in the applicable subfund of the Environmental  
1782 Assistance Revolving Loan Fund, provided the amount of financial  
1783 assistance in the form of any guarantee shall be measured by the  
1784 portion of unpaid loan principal which is guaranteed by the authority.  
1785 Notwithstanding the above, the aggregate amount of financial  
1786 assistance in the form of guarantees and commitments with respect  
1787 thereto, calculated as above, may be up to four times the sum of the  
1788 amounts available in the guarantee subfund of the Environmental  
1789 Assistance Revolving Loan Fund plus the amount of any unpaid  
1790 grants which remain available and are specifically designated by the  
1791 department for purposes of such subfund pursuant to the bond  
1792 authorization in section 32-23ss. For the purposes of this section,  
1793 "business" means any business which (1) has gross revenues of less  
1794 than twenty-five million dollars in its fiscal year ending prior to the  
1795 application for any such loans, lines of credit or loan guarantees, or (2)  
1796 has fewer than one hundred fifty employees. The Connecticut  
1797 [Development Authority] Finance Collaborative or any subsidiary of  
1798 the authority shall charge and collect interest on each such loan or line

1799 of credit at a rate to be determined in accordance with procedures  
1800 adopted pursuant to subsection (b) of this section. Payments made by  
1801 businesses on all loans, lines of credit and loan guarantees shall be  
1802 paid to the authority or any subsidiary of the authority for deposit in  
1803 the Environmental Assistance Revolving Loan Fund.

1804 (b) The Connecticut [Development Authority] Finance Collaborative  
1805 and any subsidiary of the authority shall adopt written procedures, in  
1806 accordance with the provisions of section 1-121, to carry out the  
1807 provisions of this section. Such procedures shall establish requirements  
1808 for grants, loans, guarantees, interest, repayment terms, security  
1809 requirements, default and remedies and such other terms and  
1810 conditions as the authority or any subsidiary of the authority shall  
1811 deem appropriate.

1812 (c) Each such grant, loan, guarantee or extension of credit shall be  
1813 authorized by the Connecticut [Development Authority] Finance  
1814 Collaborative or any subsidiary of the authority or, if the authority or  
1815 any subsidiary of the authority so determines, by a committee of the  
1816 authority or any subsidiary of the authority consisting of the chairman  
1817 and either one other member of the authority or subsidiary or its  
1818 executive director, as specified in the determination of the authority or  
1819 subsidiary. Any administrative expenses incurred in carrying out the  
1820 provisions of this section, to the extent not paid by the authority or any  
1821 subsidiary of the authority or from moneys appropriated to the  
1822 authority or any subsidiary of the authority, shall be paid from the  
1823 Environmental Assistance Revolving Loan Fund. Payments from the  
1824 Environmental Assistance Revolving Loan Fund to businesses or  
1825 municipalities or to pay such administrative expenses shall be made by  
1826 the authority or any subsidiary of the authority upon certification by  
1827 the chairman of the authority or such subsidiary that the payment is  
1828 authorized under the provisions of this section, under the applicable  
1829 rules and regulations of the authority or subsidiary, and, if made to a  
1830 business or municipality under the terms and conditions established  
1831 by the authority or subsidiary or the duly appointed committee thereof

1832 in authorizing the making of the grant, loan or the extension of credit.

1833 Sec. 28. Section 32-23ss of the general statutes is repealed and the  
1834 following is substituted in lieu thereof (*Effective October 1, 2006*):

1835 (a) For the purposes described in subsection (b) of this section, the  
1836 State Bond Commission shall have the power, from time to time to  
1837 authorize the issuance of bonds of the state in one or more series and  
1838 in principal amounts not exceeding in the aggregate two million  
1839 dollars.

1840 (b) The proceeds of the sale of said bonds, to the extent of the  
1841 amount stated in subsection (a) of this section, shall be used by the  
1842 Department of [Economic and Community Development] Business  
1843 and Employment to make grants to the Connecticut [Development  
1844 Authority] Finance Collaborative for deposit in the Environmental  
1845 Assistance Revolving Loan Fund to be used for the purpose of sections  
1846 32-23pp to 32-23rr, inclusive, and this section. The terms and  
1847 conditions of said grants shall be governed in accordance with a grant  
1848 contract between the department and the authority.

1849 (c) All provisions of section 3-20, as amended, or the exercise of any  
1850 right or power granted thereby which are not inconsistent with the  
1851 provisions of this section are hereby adopted and shall apply to all  
1852 bonds authorized by the State Bond Commission pursuant to this  
1853 section, and temporary notes in anticipation of the money to be  
1854 derived from the sale of any such bonds so authorized may be issued  
1855 in accordance with said section 3-20, as amended, and from time to  
1856 time renewed. Such bonds shall mature at such time or times not  
1857 exceeding twenty years from their respective dates as may be provided  
1858 in or pursuant to the resolution or resolutions of the State Bond  
1859 Commission authorizing such bonds. None of said bonds shall be  
1860 authorized except upon a finding by the State Bond Commission that  
1861 there has been filed with it a request for such authorization, which is  
1862 signed by or on behalf of the Secretary of the Office of Policy and  
1863 Management and states such terms and conditions as said commission,

1864 in its discretion, may require. Said bonds issued pursuant to this  
1865 section shall be general obligations of the state and the full faith and  
1866 credit of the state of Connecticut are pledged for the payment of the  
1867 principal of and interest on said bonds as the same become due, and  
1868 accordingly and as part of the contract of the state with the holders of  
1869 said bonds, appropriation of all amounts necessary for punctual  
1870 payment of such principal and interest is hereby made, and the  
1871 Treasurer shall pay such principal and interest as the same become  
1872 due.

1873 Sec. 29. Section 32-23tt of the general statutes is repealed and the  
1874 following is substituted in lieu thereof (*Effective October 1, 2006*):

1875 As used in section 32-23ll, this section, and sections 32-23uu,  
1876 32-23vv and 32-235, as amended:

1877 (1) "Authority" means the Connecticut [Development Authority]  
1878 Finance Collaborative established under the provisions of this chapter;

1879 (2) "Educational upgrades" means (A) programs designed to  
1880 increase the basic skills of workers and production workers including,  
1881 but not limited to training, in written and oral communication,  
1882 mathematics or science, or (B) training in innovative production  
1883 methods and workplace oriented computer technical skills;

1884 (3) "Financial assistance" means grants, loans, loan guarantees or  
1885 interest rate subsidies or any combination thereof;

1886 (4) "Manufacturing or economic base business" means a business  
1887 defined under subsection (l) of section 32-222;

1888 (5) "Production worker" means an employee of a manufacturer  
1889 whose principal duties are located within the state, and consist of the  
1890 assembly or construction of the manufacturer's product or a portion  
1891 thereof; and

1892 (6) "Worker" means an employee of a manufacturing or economic-

1893 based business whose principal duties are located within the state.

1894 Sec. 30. Subsection (a) of section 32-23yy of the general statutes is  
1895 repealed and the following is substituted in lieu thereof (*Effective*  
1896 *October 1, 2006*):

1897 (a) As used in this section, the following terms shall have the  
1898 following meanings unless the context indicates another meaning and  
1899 intent:

1900 (1) "Authority" means the Connecticut [Development Authority]  
1901 Finance Collaborative, created under section 32-11a, and any of its  
1902 subsidiaries or affiliates;

1903 [(2) "Executive Director" means the executive director of the  
1904 Connecticut Development Authority;]

1905 (2) "Chief executive officer" means the chief executive officer of the  
1906 Connecticut Finance Collaborative;

1907 (3) "Financial assistance" means any and all forms of grants, loans,  
1908 extensions of credit, guarantees, equity investments or other forms of  
1909 financing or refinancing to persons for the purchase, acquisition,  
1910 leasing, construction, expansion, continued operation, reconstruction,  
1911 financing, refinancing or placing in operation of an information  
1912 technology project, including, but not limited to, fixed assets, working  
1913 capital, equity participations and acquisitions, employee buyouts,  
1914 refinancing, lease guarantees, financial restructuring and other  
1915 purposes which the authority determines further the purposes of this  
1916 section. For purposes of this section financial assistance shall not be  
1917 considered financial assistance under the provisions of section 32-462;

1918 (4) "Information technology project" means an information  
1919 technology project, as defined in section 32-23d, as amended by this  
1920 act;

1921 (5) "Person" means a person, as defined in subsection (s) of section

1922 32-23d, as amended by this act;

1923 (6) "Return on investment" means any and all forms of principal or  
1924 interest payments, guarantee fees, equity participations, options,  
1925 warrants, debentures and any or all other forms of remuneration to the  
1926 authority in return for any financial assistance provided or offered.

1927 Sec. 31. Section 32-23zz of the 2006 supplement to the general  
1928 statutes is repealed and the following is substituted in lieu thereof  
1929 (*Effective October 1, 2006*):

1930 (a) For the purpose of assisting (1) any information technology  
1931 project, as defined in subsection (ee) of section 32-23d, which is located  
1932 in an eligible municipality, as defined in subdivision (12) of subsection  
1933 (a) of section 32-9t, as amended by this act, or (2) any remediation  
1934 project, as defined in subsection (ii) of section 32-23d, as amended by  
1935 this act, the Connecticut [Development Authority] Finance  
1936 Collaborative may, upon a resolution of the legislative body of a  
1937 municipality, issue and administer bonds which are payable solely or  
1938 in part from and secured by: (A) A pledge of and lien upon any and all  
1939 of the income, proceeds, revenues and property of such a project,  
1940 including the proceeds of grants, loans, advances or contributions from  
1941 the federal government, the state or any other source, including  
1942 financial assistance furnished by the municipality or any other public  
1943 body, (B) taxes or payments or grants in lieu of taxes allocated to and  
1944 payable into a special fund of the Connecticut [Development  
1945 Authority] Finance Collaborative pursuant to the provisions of  
1946 subsection (b) of this section, or (C) any combination of the foregoing.  
1947 Any such bonds of the Connecticut [Development Authority] Finance  
1948 Collaborative shall mature at such time or times not exceeding thirty  
1949 years from their date of issuance and shall be subject to the general  
1950 terms and provisions of law applicable to the issuance of bonds by the  
1951 Connecticut [Development Authority] Finance Collaborative, except  
1952 that such bonds shall be issued without a special capital reserve fund  
1953 as provided in subsection (b) of section 32-23j and, for purposes of

1954 section 32-23f, only the approval of the board of directors of the  
1955 authority shall be required for the issuance and sale of such bonds.  
1956 Any pledge made by the municipality or the Connecticut  
1957 [Development Authority] Finance Collaborative for bonds issued as  
1958 provided in this section shall be valid and binding from the time when  
1959 the pledge is made, and revenues and other receipts, funds or moneys  
1960 so pledged and thereafter received by the municipality or the  
1961 Connecticut [Development Authority] Finance Collaborative shall be  
1962 subject to the lien of such pledge without any physical delivery thereof  
1963 or further act. The lien of such pledge shall be valid and binding  
1964 against all parties having claims of any kind in tort, contract or  
1965 otherwise against the municipality or the Connecticut [Development  
1966 Authority] Finance Collaborative, even if the parties have no notice of  
1967 such lien. Recording of the resolution or any other instrument by  
1968 which such a pledge is created shall not be required. In connection  
1969 with any such assignment of taxes or payments in lieu of taxes, the  
1970 Connecticut [Development Authority] Finance Collaborative may, if  
1971 the resolution so provides, exercise the rights provided for in section  
1972 12-195h of an assignee for consideration of any lien filed to secure the  
1973 payment of such taxes or payments in lieu of taxes. All expenses  
1974 incurred in providing such assistance may be treated as project costs.

1975 (b) Any proceedings authorizing the issuance of bonds under this  
1976 section may contain a provision that taxes or a specified portion  
1977 thereof, if any, identified in such authorizing proceedings and levied  
1978 upon taxable real or personal property, or both, in a project each year,  
1979 or payments or grants in lieu of such taxes or a specified portion  
1980 thereof, by or for the benefit of any one or more municipalities,  
1981 districts or other public taxing agencies, as the case may be, shall be  
1982 divided as follows: (1) In each fiscal year that portion of the taxes or  
1983 payments or grants in lieu of taxes which would be produced by  
1984 applying the then current tax rate of each of the taxing agencies to the  
1985 total sum of the assessed value of the taxable property in the project on  
1986 the date of such authorizing proceedings, adjusted in the case of grants  
1987 in lieu of taxes to reflect the applicable statutory rate of

1988 reimbursement, shall be allocated to and when collected shall be paid  
1989 into the funds of the respective taxing agencies in the same manner as  
1990 taxes by or for said taxing agencies on all other property are paid; and  
1991 (2) that portion of the assessed taxes or the payments or grants in lieu  
1992 of taxes, or both, each fiscal year in excess of the amount referred to in  
1993 subdivision (1) of this subsection shall be allocated to and when  
1994 collected shall be paid into a special fund of the Connecticut  
1995 [Development Authority] Finance Collaborative to be used in each  
1996 fiscal year, in the discretion of the Connecticut [Development  
1997 Authority] Finance Collaborative, to pay the principal of and interest  
1998 due in such fiscal year on bonds issued by the Connecticut  
1999 [Development Authority] Finance Collaborative to finance, refinance  
2000 or otherwise assist such project, to purchase bonds issued for such  
2001 project, or to reimburse the provider of or reimbursement party with  
2002 respect to any guarantee, letter of credit, policy of bond insurance,  
2003 funds deposited in a debt service reserve fund, funds deposited as  
2004 capitalized interest or other credit enhancement device used to secure  
2005 payment of debt service on any bonds issued by the Connecticut  
2006 [Development Authority] Finance Collaborative to finance, refinance  
2007 or otherwise assist such project, to the extent of any payments of debt  
2008 service made therefrom. Unless and until the total assessed valuation  
2009 of the taxable property in a project exceeds the total assessed value of  
2010 the taxable property in such project as shown by the last assessment  
2011 list referred to in subdivision (1) of this subsection, all of the taxes  
2012 levied and collected and all of the payments or grants in lieu of taxes  
2013 due and collected upon the taxable property in such project shall be  
2014 paid into the funds of the respective taxing agencies. When such bonds  
2015 and interest thereof, and such debt service reimbursement to the  
2016 provider of or reimbursement party with respect to such credit  
2017 enhancement, have been paid in full, all moneys thereafter received  
2018 from taxes or payments or grants in lieu of taxes upon the taxable  
2019 property in such development project shall be paid into the funds of  
2020 the respective taxing agencies in the same manner as taxes on all other  
2021 property are paid. The total amount of bonds issued pursuant to this



2022 section which are payable from grants in lieu of taxes payable by the  
2023 state shall not exceed an amount of bonds, the debt service on which in  
2024 any state fiscal year is, in total, equal to one million dollars.

2025 (c) The authority may make grants or provide loans or other forms  
2026 of financial assistance from the proceeds of special or general  
2027 obligation notes or bonds of the authority issued without the security  
2028 of a special capital reserve fund within the meaning of subsection (b)  
2029 of section 32-23j, which bonds are payable from and secured by, in  
2030 whole or in part, the pledge and security provided for in section 8-134,  
2031 8-192, 32-227 or this section, all on such terms and conditions,  
2032 including such agreements with the municipality and the developer of  
2033 the project, as the authority determines to be appropriate in the  
2034 circumstances, provided any such project in an area designated as an  
2035 enterprise zone pursuant to section 32-70 receiving such financial  
2036 assistance shall be ineligible for any fixed assessment pursuant to  
2037 section 32-71, and the authority, as a condition of such grant, loan or  
2038 other financial assistance, may require the waiver, in whole or in part,  
2039 of any property tax exemption with respect to such project otherwise  
2040 available under subsection (59) or (60) of section 12-81, as amended.

2041 (d) As used in this section, "bonds" means any bonds, including  
2042 refunding bonds, notes, temporary notes, interim certificates,  
2043 debentures or other obligations; "legislative body" has the meaning  
2044 provided in subsection (y) of section 32-222; and "municipality" means  
2045 a town, city, consolidated town or city or consolidated town and  
2046 borough.

2047 (e) For purposes of this section, references to the Connecticut  
2048 [Development Authority] Finance Collaborative shall include any  
2049 subsidiary of the Connecticut [Development Authority] Finance  
2050 Collaborative established pursuant to subsection (l) of section 32-11a,  
2051 and a municipality may act by and through its implementing agency,  
2052 as defined in subsection (k) of section 32-222.

2053 (f) No commitments for new projects shall be approved by the

2054 authority under this section on or after July 1, 2008.

2055 (g) In the case of a remediation project, as defined in subsection (ii)  
 2056 of section 32-23d, as amended by this act, that involves buildings that  
 2057 are vacant, underutilized or in deteriorating condition and as to which  
 2058 municipal real property taxes are delinquent, in whole or in part, for  
 2059 more than one fiscal year, the amount determined in accordance with  
 2060 subdivision (1) of subsection (b) of this section may, if the resolution of  
 2061 the municipality so provides, be established at an amount less than the  
 2062 amount so determined, but not less than the amount of municipal  
 2063 property taxes actually paid during the most recently completed fiscal  
 2064 year. If the Connecticut [Development Authority] Finance  
 2065 Collaborative issues bonds for the remediation project, the amount  
 2066 established in the resolution shall be used for all purposes of  
 2067 subsection (a) of this section.

2068 Sec. 32. Section 32-34 of the general statutes is repealed and the  
 2069 following is substituted in lieu thereof (*Effective October 1, 2006*):

2070 As used in this chapter, the following terms shall have the following  
 2071 meanings unless the context clearly indicates another meaning and  
 2072 intent:

2073 [(1) "Corporation" means Connecticut Innovations, Incorporated as  
 2074 created under section 32-35;]

2075 (1) "Authority" means the Connecticut Finance Collaborative  
 2076 established under section 1 of this act;

2077 (2) "Entrepreneur" means any person who seeks to organize, operate  
 2078 and assume the risk for a business enterprise, or who organizes,  
 2079 operates and assumes the risk for a business enterprise;

2080 [(3) "Finance committee" means a committee or subcommittee  
 2081 organized by the corporation and having the authority to approve or  
 2082 deny applications for financial aid and to enter into agreements on  
 2083 behalf of the corporation to provide financial aid;]

2084        [(4)] (3) "Financial aid" means the infusion of capital to persons, in  
2085        any form whatsoever, including, but not limited to, grants, loans,  
2086        equity, leases, guarantees, royalty arrangements, other risk capital and  
2087        other types of financial assistance;

2088        [(5)] (4) "Incubator facilities" means a building, structure or complex  
2089        designed, constructed, renovated or developed to house and provide  
2090        research and other services to assist small technology-based  
2091        companies;

2092        [(6)] (5) "Invention" means any new product without regard to  
2093        whether a patent has been or could be granted;

2094        [(7)] (6) "Person" means any individual, general or limited  
2095        partnership, corporation, limited liability company, institution of  
2096        higher education, governmental entity or joint venture conducting  
2097        research into ideas with commercial potential or carrying on business,  
2098        or proposing to carry on business, within the state which (A) in the  
2099        case of an individual, general or limited partnership, corporation,  
2100        limited liability company or joint venture, demonstrates to the  
2101        corporation the inability (i) to obtain conventional financing in  
2102        satisfactory amounts or on satisfactory terms or (ii) to locate or  
2103        continue operations in the state without assistance as provided in this  
2104        chapter, and (B) demonstrates to the corporation that any project for  
2105        research into or the development of specific technologies, products,  
2106        devices, techniques or procedures or the marketing of services based  
2107        on the use of such technologies, products, devices, techniques or  
2108        procedures for which assistance under this chapter, is sought, (i) will  
2109        create new or retain existing jobs in the state, (ii) will result in an  
2110        increase in the amount of goods or services exported from the state,  
2111        (iii) will help to strengthen the economy of the state, or (iv) will  
2112        promote the development and utilization of technology in the state;

2113        [(8)] (7) "Product" means any technology, device, technique, service  
2114        or process, which is or may be exploitable commercially; such term  
2115        shall not refer to pure research but shall be construed to apply to such

2116 technologies, products, devices, techniques, services or processes  
2117 which have advanced beyond the theoretic stage and are readily  
2118 capable of being, or have been, reduced to practice;

2119 [(9)] (8) "Research" means the scientific and engineering analysis,  
2120 investigation, collection of ideas and inquiry into concepts, processes  
2121 and techniques, the purpose of which is intended to result in a  
2122 commercially feasible product, process or technique;

2123 [(10)] (9) "Seed venture" means a business or other entity in the early  
2124 stage of development;

2125 [(11)] (10) "Technical peer review committee" means a committee,  
2126 subcommittee or other entity organized by the corporation to provide  
2127 advice and counsel concerning the technological, marketing and  
2128 management feasibility of projects in connection with each application  
2129 for financial and technical assistance;

2130 [(12)] (11) "Technology" means the conversion of basic scientific  
2131 research into processes, techniques and products which may have  
2132 commercial potential;

2133 [(13)] (12) "Advanced technology center" means a cooperative  
2134 research center in a specified field of science and technology  
2135 established and funded, subject to the requirements in sections 32-40a,  
2136 32-40b and 32-40c, through an academic, industrial and governmental  
2137 partnership for purposes of technological research with a direct  
2138 relationship to economic development in the state;

2139 [(14)] (13) "Venture" means, without limitation, any contractual  
2140 arrangement with any person whereby the corporation obtains rights  
2141 from or in an invention or product or proceeds therefrom, or rights to  
2142 obtain from any person any and all forms of equity instruments  
2143 including, but not limited to, common and preferred stock, warrants,  
2144 options, convertible debentures and similar types of instruments  
2145 exercisable or convertible into capital stock, in exchange for the

2146 granting of financial aid to such person;

2147 [(15)] (14) "Venture lease" means a lease by the corporation to a  
2148 technology company of any real or personal property, on such terms,  
2149 including lease payments, lease term and purchase options, as the  
2150 corporation shall determine;

2151 [(16)] (15) "Affiliate" means any person that directly or indirectly  
2152 through one or more intermediaries, controls or is controlled by or is  
2153 under common control with, another person, including, but not  
2154 limited to, any corporation, general or limited partnership or limited  
2155 liability company controlled, directly or indirectly, by such other  
2156 person or the corporation, provided, in addition to other means of  
2157 being controlled, a general or limited partnership or limited liability  
2158 company shall be deemed to be controlled by the corporation if the  
2159 corporation or one of its affiliates acts as a general partner or a  
2160 manager of such general or limited partnership or limited liability  
2161 company;

2162 [(17)] (16) "Capital initiative" means providing financial aid through  
2163 one or more affiliates and raising the capital for such affiliates, in  
2164 whole or in part, from sources other than the state.

2165 Sec. 33. Section 32-39c of the general statutes is repealed and the  
2166 following is substituted in lieu thereof (*Effective October 1, 2006*):

2167 (a) With respect to any affiliate created pursuant to section 32-39,  
2168 liability shall be limited solely to the assets and revenues or other  
2169 resources of any such affiliate and without recourse liability to  
2170 [Connecticut Innovations, Incorporated] the Connecticut Finance  
2171 Collaborative, its other funds or any other assets of the corporation,  
2172 except to the extent of any express written guarantees by the  
2173 corporation or any investments made or committed to by the  
2174 corporation.

2175 (b) The provisions of sections 32-47, as amended by this act, and 1-

2176 125 shall apply to any officer, director, designee or employee serving at  
 2177 the request of the corporation as a member, director or officer or  
 2178 advisor of any such affiliate. Any such person so appointed shall not  
 2179 be personally liable for the debts, obligations or liabilities of any such  
 2180 affiliate as provided in said section 1-125. Any affiliate shall and the  
 2181 corporation may provide the indemnification to protect, save harmless  
 2182 and indemnify such officer, director, designee or employee as  
 2183 provided in said section 1-125.

2184 Sec. 34. Section 32-39d of the general statutes is repealed and the  
 2185 following is substituted in lieu thereof (*Effective October 1, 2006*):

2186 Guarantees issued by [Connecticut Innovations, Incorporated] the  
 2187 Connecticut Finance Collaborative, and all equity instruments and  
 2188 obligations, any of which include a guarantee of a return of capital or  
 2189 principal by the corporation or the collaborative, under the provisions  
 2190 of this chapter, are hereby made securities in which all public officers  
 2191 and public bodies of the state and its political subdivisions, all  
 2192 insurance companies, state banks and trust companies, national  
 2193 banking associations, savings banks, savings and loan associations,  
 2194 investment companies, executors, administrators, trustees and other  
 2195 fiduciaries may properly and legally invest funds, including capital in  
 2196 their control or belonging to them. Such instruments and obligations  
 2197 are hereby made securities which may properly and legally be  
 2198 deposited with and received by any state or municipal officer or any  
 2199 agency or political subdivision of the state for any purpose for which  
 2200 the deposit of bonds or obligations of the state is now or may hereafter  
 2201 be authorized by law.

2202 Sec. 35. Section 32-39e of the general statutes is repealed and the  
 2203 following is substituted in lieu thereof (*Effective October 1, 2006*):

2204 (a) If, in the exercise of its powers under section 32-39, [Connecticut  
 2205 Innovations, Incorporated] the Connecticut Finance Collaborative  
 2206 finds that the use of a certain technology, product or process would  
 2207 promote public health and safety, environmental protection or

2208 economic development and such technology, product or process was  
 2209 developed by a business domiciled in this state to which the  
 2210 corporation has provided financial assistance or in which the  
 2211 corporation has invested, the corporation, upon application of such  
 2212 business, may recommend to the Secretary of the Office of Policy and  
 2213 Management that an agency of the state be directed to test such  
 2214 technology, product or process by employing it in the operations of  
 2215 such agency on a trial basis. The purpose of such test program shall be  
 2216 to validate the commercial viability of such technology, product or  
 2217 process provided no business in which [Connecticut Innovations,  
 2218 Incorporated] the Connecticut Finance Collaborative has invested shall  
 2219 be required to participate in such program. No such recommendation  
 2220 may be made unless such business has submitted a viable business  
 2221 plan for manufacturing and marketing such technology, product or  
 2222 process and such business (1) will manufacture or produce such  
 2223 technology, product or process in this state, (2) demonstrates that the  
 2224 usage of such technology, product or process by the state agency will  
 2225 not adversely affect safety, (3) demonstrates that sufficient research  
 2226 and development has occurred to warrant participation in the test  
 2227 program, and (4) demonstrates that the technology, product or process  
 2228 has potential for commercialization not later than two years following  
 2229 the completion of any test program involving a state agency under this  
 2230 section.

2231 (b) If the Secretary of the Office of Policy and Management finds  
 2232 that employing such technology, product or process would be feasible  
 2233 in the operations of a state agency and would not have any detrimental  
 2234 effect on such operations, said secretary, notwithstanding the  
 2235 requirement of chapter 58, may direct an agency of the state to accept  
 2236 delivery of such technology, product or process and to undertake such  
 2237 a test program. Any costs associated with the acquisition and use of  
 2238 such technology, product or process by the testing agency shall be  
 2239 borne by [Connecticut Innovations, Incorporated] the Connecticut  
 2240 Finance Collaborative, the business or by any investor or participant in  
 2241 such business. The acquisition of any technology, product or process

2242 for purposes of the test program established pursuant to this section  
 2243 shall not be deemed to be a purchase under the provisions of the state  
 2244 procurement policy. The testing agency, on behalf of [Connecticut  
 2245 Innovations, Incorporated] the Connecticut Finance Collaborative,  
 2246 shall maintain records related to such test program, as requested by  
 2247 [Connecticut Innovations, Incorporated] the Connecticut Finance  
 2248 Collaborative and shall make such records and any other information  
 2249 derived from such test program available to [Connecticut Innovations,  
 2250 Incorporated] the Connecticut Finance Collaborative and the business.  
 2251 Any proprietary information derived from such test program shall be  
 2252 exempt from the provisions of subsection (a) of section 1-210, as  
 2253 amended.

2254 (c) The Secretary of the Office of Policy and Management and  
 2255 [Connecticut Innovations, Incorporated] the Connecticut Finance  
 2256 Collaborative may develop a program to recognize state agencies that  
 2257 help to promote public health and safety, environmental protection or  
 2258 economic development by participating in a testing program under  
 2259 this section. Such program may include the creation of a fund  
 2260 established with savings accrued by the testing agency during its  
 2261 participation in the testing program established under this section.  
 2262 Such fund shall only be used to implement the program of recognition  
 2263 established by the Secretary of the Office of Policy and Management  
 2264 and [Connecticut Innovations, Incorporated] the Connecticut Finance  
 2265 Collaborative, under the provisions of this subsection.

2266 Sec. 36. Section 32-40 of the general statutes is repealed and the  
 2267 following is substituted in lieu thereof (*Effective October 1, 2006*):

2268 (a) All applications for financial aid shall be forwarded, together  
 2269 with an application fee prescribed by the [corporation] collaborative, to  
 2270 the [executive director of the corporation] collaborative. Each such  
 2271 application shall be processed in accordance with the written  
 2272 procedures adopted by the [corporation] collaborative under  
 2273 subdivision (5) of subsection (d) of section 32-35. The [finance



2274 committee] board of directors of the [corporation] collaborative shall  
 2275 approve or deny each application recommended by the [executive  
 2276 director] chief executive officer. If the [finance committee] board of  
 2277 directors approves an application, [such committee] it may authorize  
 2278 the [corporation] collaborative to enter into an agreement or  
 2279 agreements on behalf of the [corporation] collaborative to provide  
 2280 financial aid to the applicant. The applicant shall be promptly notified  
 2281 of such action by the [corporation] collaborative.

2282 (b) In making the decision as to approval or denial of an application,  
 2283 the [finance committee of the corporation] board of directors shall give  
 2284 priority to those applicants (1) whose businesses are defense-  
 2285 dependent, or are located in municipalities which the Commissioner of  
 2286 [Economic and Community Development] Business and Employment  
 2287 has declared have been severely impacted by prime defense contract  
 2288 cutbacks pursuant to section 32-56, and (2) whose proposed research  
 2289 and development activity, technology, product or invention is to be  
 2290 used to convert all or a portion of the applicant's business to non-  
 2291 defense-related industrial or commercial activity, or to create a new  
 2292 non-defense-related industrial or commercial business. For purposes of  
 2293 this section, a defense-dependent business is any business that derives  
 2294 over fifty per cent of its gross income, generated from operations  
 2295 within the state, from prime defense contracts or from subcontracts  
 2296 entered into in connection with prime defense contracts, a significant  
 2297 portion of whose facilities and equipment are designed specifically for  
 2298 defense production and cannot be converted to nondefense uses  
 2299 without substantial investment.

2300 (c) All financial and credit information and all trade secrets  
 2301 contained in any application for financial aid submitted to the  
 2302 [corporation] collaborative or obtained by the [corporation]  
 2303 collaborative concerning any applicant, project, activity, technology,  
 2304 product or invention shall be exempt from the provisions of subsection  
 2305 (a) of section 1-210, as amended.

2306 Sec. 37. Section 32-40a of the general statutes is repealed and the  
2307 following is substituted in lieu thereof (*Effective October 1, 2006*):

2308 Any advanced technology center, as defined in section 32-34, shall  
2309 be established for purposes of conducting research characterized by  
2310 reasonable prospects of stimulating development of new business and  
2311 industry utilizing such advanced technology and augmenting the  
2312 application of advanced technology by existing business and industry  
2313 in the state. [Connecticut Innovations, Incorporated] The Connecticut  
2314 Finance Collaborative, hereinafter referred to as ["the corporation"]  
2315 "the collaborative" shall require any applicant for state funding with  
2316 respect to a proposed advanced technology center to submit a  
2317 complete description of the organization of such center, plans for  
2318 research and proposed funding from sources other than the state of  
2319 Connecticut, subject to the provisions of section 32-40c, including, but  
2320 not limited to the following:

2321 (1) The specific technological research to be undertaken and the  
2322 proposed business and industry involvement in the development and  
2323 application of such research;

2324 (2) A detailed description of the organization of such center for  
2325 administrative and research purposes, including (A) name and  
2326 qualifications of the person to serve as director of the center, and (B) a  
2327 proposed advisory board for such center which shall include members  
2328 from the academic institution involved and private business;

2329 (3) Proposed arrangements with the corporation, concerning  
2330 financial benefits to the state of Connecticut as a result of patents,  
2331 royalty payments or similar rights developing from research at such  
2332 center; and

2333 (4) Details concerning the organization and content of an annual  
2334 report to be submitted to the corporation by such center reviewing the  
2335 progress of research, with the understanding that funding shall be  
2336 contingent upon satisfactory performance evaluations.

2337 Sec. 38. Section 32-40b of the general statutes is repealed and the  
2338 following is substituted in lieu thereof (*Effective October 1, 2006*):

2339 In approving the application of an advanced technology center, as  
2340 defined in section 32-34, for state funding, [Connecticut Innovations,  
2341 Incorporated,] the Connecticut Finance Collaborative shall assess  
2342 scientific, economic, management and financial factors, including, but  
2343 not limited to the following:

2344 (1) The likelihood that the research proposal will result in  
2345 fundamental technological advances transferable to commercial  
2346 application and the means that the center proposes to make these  
2347 transfers;

2348 (2) The potential of the research proposal to stimulate technological  
2349 advances in existing businesses, new business creation and long-term  
2350 job growth in Connecticut;

2351 (3) Evidence of significant financial commitment by academic and  
2352 industrial participants and the likelihood that the center will become  
2353 self-sufficient by the end of the state's financial commitment period;

2354 (4) Evidence that the state will receive a financial return  
2355 commensurate with its investment in the center;

2356 (5) The level of representation by all financial participants in the  
2357 center's proposed management structure;

2358 (6) The planned involvement of small businesses and academic  
2359 institutions in the center's activities;

2360 (7) The center's plan to involve minority students and minority-  
2361 owned businesses in its activities; and

2362 (8) The adequacy of the center's proposed mechanisms for  
2363 evaluating its progress.

2364 Sec. 39. Section 32-40c of the general statutes is repealed and the

2365 following is substituted in lieu thereof (*Effective October 1, 2006*):

2366 Funds from the state of Connecticut for purposes of any advanced  
 2367 technology center, as defined in section 32-34, shall not be allotted for  
 2368 such purpose unless documentation, satisfactory to the Secretary of the  
 2369 Office of Policy and Management, has been submitted to [Connecticut  
 2370 Innovations, Incorporated] the Connecticut Finance Collaborative,  
 2371 certifying that such funds are accepted in accordance with a plan of  
 2372 proposed funding for such advanced technology center during a  
 2373 period of five years, commencing with the year of the initial state grant  
 2374 for such purpose. Such proposed funding shall include, in addition to  
 2375 the proposed amounts from the state of Connecticut, funds from other  
 2376 sources in an amount not less than the total proposed funds from the  
 2377 state during such five-year period.

2378 Sec. 40. Section 32-41a of the general statutes is repealed and the  
 2379 following is substituted in lieu thereof (*Effective October 1, 2006*):

2380 (a) There is hereby created a "Connecticut Innovations [,  
 2381 Incorporated] Fund". Proceeds from the sale of bonds authorized by  
 2382 the State Bond Commission in accordance with [section] sections 32-41  
 2383 and [section] 32-41b, as amended by this act, shall be paid directly to  
 2384 the Treasurer of the state as agent of the corporation and the Treasurer  
 2385 shall deposit all such amounts in the [Connecticut Innovations,  
 2386 Incorporated Fund] fund. The moneys in said fund shall be paid by  
 2387 checks signed by the Treasurer of the state or by his deputy appointed  
 2388 pursuant to section 3-12 on requisition of the [executive director of the  
 2389 corporation or his designee] the chief executive officer of the  
 2390 Connecticut Finance Collaborative.

2391 (b) Any funds or revenues of [Connecticut Innovations,  
 2392 Incorporated] the Connecticut Finance Collaborative derived from  
 2393 application fees, royalty payments, investment income and loan  
 2394 repayments received by the corporation in connection with its  
 2395 programs under this chapter shall be held, administered and invested  
 2396 by the corporation or deposited with and invested by any institution as

2397 may be designated by the corporation at its sole discretion and paid as  
2398 the corporation shall direct. All moneys in such accounts shall be used  
2399 and applied to carry out the purposes of the corporation. The  
2400 corporation may make payments from such accounts to the Treasurer  
2401 of the state for deposit in the Connecticut Innovations [, Incorporated]  
2402 Fund for use in accordance with subsection (c) of this section.

2403 (c) The moneys in the Connecticut Innovations [, Incorporated]  
2404 Fund (1) shall be used to carry out the purposes of the [corporation]  
2405 collaborative and for the repayment of state bonds in such amounts as  
2406 may be required by the State Bond Commission pursuant to said  
2407 [section] sections 32-41 and [section] 32-41b, as amended by this act,  
2408 and (2) may be used as state matching funds for federal funds  
2409 available to the state for defense conversion projects or other projects  
2410 consistent with a defense conversion strategy.

2411 Sec. 41. Section 32-41b of the general statutes is repealed and the  
2412 following is substituted in lieu thereof (*Effective October 1, 2006*):

2413 The State Bond Commission shall have power in accordance with  
2414 the provisions of section 3-20, as amended, to authorize the issuance of  
2415 bonds of the state in one or more series and in principal amounts not  
2416 exceeding in the aggregate sixty-one million four hundred forty-five  
2417 thousand six hundred dollars, to carry out the purposes of this section  
2418 as follows: (1) Loans for the development and marketing of products in  
2419 the high technology field within the state, not exceeding thirty-four  
2420 million dollars; (2) royalty financing for start-up costs and product  
2421 development costs of high technology products and procedures in the  
2422 state, not exceeding seven million four hundred forty-five thousand six  
2423 hundred dollars; and (3) financial aid for biotechnology and other high  
2424 technology laboratories, facilities and equipment, not exceeding  
2425 twenty million dollars. Any loans originated under subdivision (1) of  
2426 this section shall bear interest at a rate to be determined in accordance  
2427 with subsection (t) of said section 3-20, as amended. The principal and  
2428 interest of said bonds shall be payable at such place or places as may

2429 be determined by the State Treasurer and shall bear such date or dates,  
 2430 mature at such time or times, bear interest at such rate or different or  
 2431 varying rates, be payable at such time or times, be in such  
 2432 denominations, be in such form with or without interest coupons  
 2433 attached, carry such registration and transfer privileges, be payable in  
 2434 such medium of payment and be subject to such terms of redemption  
 2435 with or without premium as, irrespective of the provisions of said  
 2436 section 3-20, as amended, may be provided by the authorization of the  
 2437 State Bond Commission or fixed in accordance therewith. The  
 2438 proceeds of the sale of said bonds, after deducting therefrom all  
 2439 expenses of issuance and sale, shall be paid to the Connecticut  
 2440 Innovations [, Incorporated] Fund created under section 32-41a, as  
 2441 amended by this act. When the State Bond Commission has acted to  
 2442 issue such bonds or a portion thereof, the Treasurer may, pending the  
 2443 issue of such bonds, issue, in the name of the state, temporary notes in  
 2444 anticipation of the money to be received from the sale of such bonds.  
 2445 In issuing the bonds authorized hereunder, the State Bond  
 2446 Commission may require repayment of such bonds by the corporation  
 2447 as shall seem desirable consistent with the purposes of this section and  
 2448 said section 32-41a. Such terms for repayment may include a  
 2449 forgiveness of interest, a holiday in the repayment of interest or  
 2450 principal or both.

2451 Sec. 42. Section 32-41i of the general statutes is repealed and the  
 2452 following is substituted in lieu thereof (*Effective October 1, 2006*):

2453 As used in sections 32-41g to 32-41o, inclusive:

2454 (1) "Act" means the Technology Deployment Act of 1993;

2455 (2) "Advanced available technology" means a technology or process  
 2456 that can be applied to a manufacturing operation without substantial  
 2457 modification;

2458 (3) "Technology deployment" means (A) activities that assist  
 2459 businesses in applying advanced available technologies in their

2460 existing operations, or (B) activities that assist businesses in the  
2461 development and manufacture of new products derived from  
2462 advanced available technologies;

2463 [(4) "Corporation" means Connecticut Innovations, Incorporated;]

2464 (4) "Collaborative" means the Connecticut Finance Collaborative  
2465 established under section 1 of this act;

2466 (5) "Eligible institution" means an institution within the Connecticut  
2467 State University system which is operating a technology deployment  
2468 program on July 1, 1993;

2469 (6) "Eligible deployment research consortium" means a multitown,  
2470 nonprofit coalition which is representative of the business, academic  
2471 and government communities in an economically distressed area of the  
2472 state which on or before July 1, 1993, is dependent upon labor  
2473 intensive, less technologically advanced manufacturing;

2474 (7) "Eligible business consortium" means a nonprofit business-led  
2475 consortium organized for the purpose of technology deployment in the  
2476 fields of biotechnology, ergonomics, environmental and energy  
2477 technologies or educational and job training technologies;

2478 (8) "Eligible grant recipient" means one or more state institutions of  
2479 higher education or a nonprofit business-led consortium organized for  
2480 the purpose of technology deployment in advanced materials, marine  
2481 sciences, photonics, pharmaceutical and environmental technologies;

2482 (9) "Small and medium-sized business" means a manufacturing  
2483 business with fewer than five hundred employees.

2484 Sec. 43. Section 32-41j of the general statutes is repealed and the  
2485 following is substituted in lieu thereof (*Effective October 1, 2006*):

2486 (a) There is established a university-based manufacturing  
2487 application center program to be administered by the [corporation]

2488 collaborative for the purpose of promoting technology deployment by  
2489 linking Connecticut's higher education system with small and  
2490 medium-sized businesses. During the three-month period beginning  
2491 on July 1, 1993, the [corporation] collaborative shall accept applications  
2492 from eligible institutions in a form and manner prescribed by the  
2493 corporation for state funding for the operation of a manufacturing  
2494 application center.

2495 (b) On or before January 1, 1994, the [corporation] collaborative  
2496 shall review all applications timely received pursuant to this section  
2497 and shall approve one such application. In approving such application  
2498 the [corporation] collaborative shall assess scientific and economic  
2499 factors concerning the proposed manufacturing application center,  
2500 including but not limited to the following:

2501 (1) The eligible institution's experience with manufacturing  
2502 applications, including computer-integrated manufacturing,  
2503 computer-aided drafting and design, just-in-time manufacturing and  
2504 total quality management;

2505 (2) The center's plan to provide follow-up employee training to  
2506 center users;

2507 (3) The center's plan to involve urban-based businesses, minority  
2508 students or minority-owned businesses in its activities; and

2509 (4) The adequacy of the center's proposed mechanisms for  
2510 evaluating its progress.

2511 (c) The center's responsibilities shall include, but not be limited to,  
2512 providing training for manufacturing businesses in high performance  
2513 work practices.

2514 Sec. 44. Section 32-41k of the general statutes is repealed and the  
2515 following is substituted in lieu thereof (*Effective October 1, 2006*):

2516 (a) There is established a nonprofit deployment research program to



2517 be administered by the [corporation] collaborative for the purpose of  
2518 identifying emerging advanced available technologies in economically  
2519 distressed manufacturing or former manufacturing regions of the state.  
2520 During the six-month period beginning on July 1, 1993, the  
2521 [corporation] collaborative shall accept applications from eligible  
2522 deployment research consortia in a form and manner prescribed by the  
2523 corporation for state funding for technology deployment research.

2524 (b) On or before July 1, 1994, the [corporation] collaborative shall  
2525 review all applications timely received pursuant to this section and  
2526 shall approve one such application. In approving such application the  
2527 corporation shall assess scientific and economic factors concerning the  
2528 proposed technology deployment research, including, but not limited  
2529 to the following:

2530 (1) The extent to which the research will identify advanced available  
2531 technologies for future deployment;

2532 (2) The extent to which the research enhances existing  
2533 manufacturing in Connecticut industry;

2534 (3) The eligible research consortium's plan to involve minority  
2535 students or minority owned businesses in its activities; and

2536 (4) The adequacy of the eligible research consortium's proposed  
2537 mechanisms for evaluating its progress.

2538 (c) The center's responsibilities shall include, but not be limited to,  
2539 providing training for businesses in high performance work practices.

2540 Sec. 45. Section 32-41l of the general statutes is repealed and the  
2541 following is substituted in lieu thereof (*Effective October 1, 2006*):

2542 (a) There is established a Connecticut energy and environmental  
2543 technologies deployment center program to be administered by the  
2544 [corporation] collaborative for the purpose of promoting a nonprofit  
2545 business consortium for technology deployment in two critical

2546 technologies where the state possesses unique scientific and human  
2547 resources. During the three-month period beginning on July 1, 1993,  
2548 the [corporation] collaborative shall accept applications from eligible  
2549 business consortia in a form and manner prescribed by the corporation  
2550 for state funding for the operation of an energy and environmental  
2551 technologies application center.

2552 (b) On or before January 1, 1994, the [corporation] collaborative  
2553 shall review all applications timely received pursuant to this section  
2554 and shall approve one such application. In approving such application  
2555 the corporation shall assess scientific and economic factors concerning  
2556 the proposed Connecticut energy and environmental technologies  
2557 deployment center, including but not limited to the following:

2558 (1) Participation in the center by multiple private enterprises  
2559 including defense and non-defense-based firms with an expertise in  
2560 environmental and energy technologies;

2561 (2) Participation in the center by more than one public or private  
2562 institution of higher education;

2563 (3) The center's plan to involve minority students or minority-  
2564 owned businesses in its activities; and

2565 (4) The adequacy of the center's proposed mechanisms for  
2566 evaluating its progress.

2567 Sec. 46. Section 32-41m of the general statutes is repealed and the  
2568 following is substituted in lieu thereof (*Effective October 1, 2006*):

2569 (a) There is established a Connecticut educational and job training  
2570 technologies deployment center program to be administered by the  
2571 [corporation] collaborative for the purpose of promoting a nonprofit  
2572 business-led consortium for technology deployment in a critical  
2573 technology in which the state possesses unique scientific and human  
2574 resources. During the three-month period beginning on July 1, 1993,  
2575 the [corporation] collaborative shall accept applications from eligible

2576 business consortia in a form and manner prescribed by the  
2577 [corporation] collaborative for state funding for the operation of an  
2578 educational and job training technologies deployment center.

2579 (b) On or before January 1, 1994, the [corporation] collaborative  
2580 shall review all applications timely received pursuant to this section  
2581 and shall approve one such application. In approving such application  
2582 the corporation shall assess scientific and economic factors concerning  
2583 the proposed Connecticut educational and job training technologies  
2584 deployment center, including, but not limited to the following:

2585 (1) The center's plan to provide educational and job training  
2586 technologies to industry, the state's public schools, and state agencies;

2587 (2) The center's plan to deploy educational and job training  
2588 software, hardware and state of the art telecommunications  
2589 technologies;

2590 (3) The center's plan to involve minority students or minority-  
2591 owned businesses in its activities; and

2592 (4) The adequacy of the center's proposed mechanisms for  
2593 evaluating its progress.

2594 Sec. 47. Section 32-41n of the general statutes is repealed and the  
2595 following is substituted in lieu thereof (*Effective October 1, 2006*):

2596 (a) There is established a critical technologies grant program to be  
2597 administered by the [corporation] collaborative for the purpose of  
2598 promoting technology deployment in advanced materials, marine  
2599 sciences, photonics, pharmaceutical and environmental technologies.  
2600 During the twelve-month period beginning on July 1, 1993, the  
2601 [corporation] collaborative shall accept applications from eligible grant  
2602 recipients in a form and manner prescribed by the [corporation]  
2603 collaborative for state grants for the purpose of promoting technology  
2604 deployment in such technologies.

2605 (b) On or before January 1, 1995, the [corporation] collaborative  
 2606 shall review all applications timely received pursuant to this section,  
 2607 may approve such applications and provide approved grant recipients  
 2608 such financial assistance as it may determine will promote technology  
 2609 deployment in advanced materials, marine sciences, photonics,  
 2610 pharmaceutical and environmental technologies. In approving such  
 2611 application the [corporation] collaborative shall assess scientific and  
 2612 economic factors concerning the uses of the proposed grant, including,  
 2613 but not limited to the following:

2614 (1) The formal participation in the program proposed by businesses  
 2615 actively engaged in the commercial use of advanced materials, marine  
 2616 sciences, photonics, pharmaceutical and environmental technologies;

2617 (2) The likelihood that the program proposed will result in  
 2618 substantial and timely deployment of advanced available technologies  
 2619 in one or more of the following: Advanced materials, marine sciences,  
 2620 photonics, pharmaceutical and environmental technologies;

2621 (3) The proposal's plan to involve minority students or minority-  
 2622 owned businesses in its activities; and

2623 (4) The adequacy of the program's mechanisms for evaluating its  
 2624 progress.

2625 Sec. 48. Section 32-41o of the general statutes is repealed and the  
 2626 following is substituted in lieu thereof (*Effective October 1, 2006*):

2627 (a) For the purposes described in subsection (b) of this section, the  
 2628 State Bond Commission shall have the power, from time to time, to  
 2629 authorize the issuance of bonds of the state in one or more series and  
 2630 in principal amounts not exceeding in the aggregate five million five  
 2631 hundred thousand dollars.

2632 (b) The proceeds of the sale of said bonds, to the extent of the  
 2633 amount stated in subsection (a) of this section, shall be used by the  
 2634 [corporation] collaborative as follows: (1) Three million dollars for the

2635 program established in section 32-41j; (2) five hundred thousand  
 2636 dollars for the program established in section 32-41k; (3) one million  
 2637 two hundred fifty thousand dollars for the program established and  
 2638 for the eligible business consortium approved in section 32-41l; and (4)  
 2639 seven hundred fifty thousand dollars for the program established and  
 2640 for the eligible business consortium approved in section 32-41m.

2641 (c) All provisions of section 3-20, as amended, or the exercise of any  
 2642 right or power granted thereby which are not inconsistent with the  
 2643 provisions of this section are hereby adopted and shall apply to all  
 2644 bonds authorized by the State Bond Commission pursuant to this  
 2645 section, and temporary notes in anticipation of the money to be  
 2646 derived from the sale of any such bonds so authorized may be issued  
 2647 in accordance with said section 3-20, as amended, and from time to  
 2648 time renewed. Such bonds shall mature at such time or times not  
 2649 exceeding twenty years from their respective dates as may be provided  
 2650 in or pursuant to the resolution or resolutions of the State Bond  
 2651 Commission authorizing such bonds. None of said bonds shall be  
 2652 authorized except upon a finding by the State Bond Commission that  
 2653 there has been filed with it a request for such authorization, which is  
 2654 signed by or on behalf of the Secretary of the Office of Policy and  
 2655 Management and states such terms and conditions as said commission,  
 2656 in its discretion, may require. Said bonds issued pursuant to this  
 2657 section shall be general obligations of the state and the full faith and  
 2658 credit of the state of Connecticut are pledged for the payment of the  
 2659 principal of and interest on said bonds as the same become due, and  
 2660 accordingly and as part of the contract of the state with the holders of  
 2661 said bonds, appropriation of all amounts necessary for punctual  
 2662 payment of such principal and interest is hereby made, and the  
 2663 Treasurer shall pay such principal and interest as the same become  
 2664 due.

2665 Sec. 49. Section 32-41p of the general statutes is repealed and the  
 2666 following is substituted in lieu thereof (*Effective October 1, 2006*):

2667 (a) There is established a workplace center of excellence program to  
2668 be administered by [Connecticut Innovations, Incorporated] the  
2669 Connecticut Finance Collaborative for the purpose of developing and  
2670 deploying ergonomic technology solutions and knowledge. During the  
2671 three-month period beginning on July 1, 1994, the [corporation]  
2672 collaborative shall accept applications from eligible institutions in a  
2673 form and manner prescribed by the corporation for state funding for  
2674 the establishment and operation of a workplace center of excellence.

2675 (b) On or before January 1, 1995, the [corporation] collaborative  
2676 shall review all applications timely received pursuant to this section,  
2677 approve one such application and provide the approved institution  
2678 with such financial assistance as the [corporation] collaborative may  
2679 determine will promote the purposes of this section. In approving such  
2680 application the corporation shall assess scientific and economic factors  
2681 concerning the proposed center, including but not limited to, the  
2682 following:

2683 (1) The formal participation in, and financial support of, the center  
2684 by employers, insurers, and enterprises actively engaged in  
2685 developing and deploying ergonomics solutions and related activities;

2686 (2) The likelihood that the center will result in substantial and  
2687 timely deployment of advanced technology solutions to existing  
2688 businesses in the state;

2689 (3) The center's plan to involve employers, labor, institutions of  
2690 higher education and other interested parties in its decision-making;

2691 (4) The adequacy of the center's financial plan, including the  
2692 matching of any state grant funds to implement specific projects with  
2693 at least an equal amount of funding from private sources;

2694 (5) The center's plan to involve urban residents and urban-based  
2695 businesses; and

2696 (6) The adequacy of the center's mechanisms for evaluating its

2697 progress.

2698 Sec. 50. Section 32-41q of the general statutes is repealed and the  
2699 following is substituted in lieu thereof (*Effective October 1, 2006*):

2700 (a) As used in this section "critical industry" means an industry that  
2701 uses emerging technologies, including but not limited to, fuel cell  
2702 technology, to develop and manufacture nondefense products for  
2703 future sale, has the potential to create or retain jobs in the state and is  
2704 critical to the state economy.

2705 (b) There is established an account to be known as the critical  
2706 industries development account, which shall be a separate, nonlapsing  
2707 account within the General Fund. The account shall contain any  
2708 moneys invested pursuant to the provisions of this section.  
2709 [Connecticut Innovations, Incorporated] The Connecticut Finance  
2710 Collaborative may use funds from the account to provide loans, loan  
2711 guarantees, interest rate subsidies and other forms of loan assistance to  
2712 customers of businesses in critical industries which businesses are  
2713 based in the state. [Connecticut Innovations, Incorporated] The  
2714 Connecticut Finance Collaborative may solicit and receive funds from  
2715 any public and private sources for the program. Such funds may  
2716 include, without limitation, federal funds, state bond proceeds, private  
2717 venture capital and investments by persons, firms or corporations.  
2718 Private capital investments may be made either in the account as a  
2719 whole or in one or more individual technologies or projects.

2720 (c) No product may receive assistance under this section unless its  
2721 manufacturer agrees to enter into a contract to: (1) Carry out a  
2722 specified percentage of the development and manufacturing work for  
2723 the product in the state; and (2) when subcontracting is required, to  
2724 conduct a specified percentage of such work with companies based in  
2725 the state. [Connecticut Innovations, Incorporated] The Connecticut  
2726 Finance Collaborative shall determine such percentage for the  
2727 purposes of this program.

2728 (d) Any person who, or firm or corporation which, invests funds in  
2729 the critical industries development account pursuant to this section  
2730 shall receive a portion of the interest paid and principal repayment by  
2731 the recipient of the loan in proportion to the ratio of the amount of the  
2732 investment of such person, firm or corporation to the total loan  
2733 amount.

2734 (e) The Commissioner of [Economic and Community Development]  
2735 Business and Employment may adopt regulations in accordance with  
2736 the provisions of chapter 54 to carry out the purposes of this section.

2737 Sec. 51. Section 32-41s of the general statutes is repealed and the  
2738 following is substituted in lieu thereof (*Effective October 1, 2006*):

2739 (a) As used in this section:

2740 (1) "Eligible business" means a business which (A) has not more  
2741 than three hundred employees at any time during the preceding  
2742 twelve months and (B) is engaged in biotechnology, pharmaceutical or  
2743 photonics research, development or production in the state; and

2744 (2) "Eligible commercial property" means (A) real or personal  
2745 property which an eligible business has (i) owned or leased and (ii)  
2746 utilized at all times during the preceding twelve months or (B) real  
2747 property which the Commissioner of [Economic and Community  
2748 Development or Connecticut Innovations, Incorporated] Business and  
2749 Employment or the Connecticut Finance Collaborative has certified as  
2750 newly constructed or substantially renovated and expanded primarily  
2751 for occupancy by one or more eligible businesses.

2752 (b) On and after July 1, 1997, eligible businesses and eligible  
2753 commercial property located in any municipality which has (1) a major  
2754 research university with programs in biotechnology, pharmaceuticals  
2755 or photonics and (2) an enterprise zone, shall be entitled to the same  
2756 benefits, subject to the same conditions, under the general statutes for  
2757 which businesses located in an enterprise zone qualify.



2758 (c) [Connecticut Innovations, Incorporated] The Connecticut  
2759 Finance Collaborative may provide lease guarantees or other financial  
2760 aid for facilities, improvements and equipment, to benefit any eligible  
2761 business which is unable to secure financing for such items on  
2762 commercially reasonable terms.

2763 (d) [Connecticut Innovations, Incorporated] The Connecticut  
2764 Finance Collaborative may recommend regulations to carry out the  
2765 purposes of this section, which the Commissioner of [Economic and  
2766 Community Development] Business and Employment shall adopt in  
2767 accordance with chapter 54.

2768 (e) [Connecticut Innovations, Incorporated] The Connecticut  
2769 Finance Collaborative shall evaluate the feasibility of establishing a  
2770 bio-processing facility within this state. If determined to be feasible,  
2771 [Connecticut Innovations, Incorporated] the collaborative shall  
2772 facilitate the formation of a business consortium, in which it may  
2773 participate, to launch and operate such facility.

2774 Sec. 52. Section 32-41t of the general statutes is repealed and the  
2775 following is substituted in lieu thereof (*Effective October 1, 2006*):

2776 As used in this section and section 32-41u, as amended by this act:

2777 [(1) "Corporation" means Connecticut Innovations, Incorporated as  
2778 created under section 32-35]

2779 (1) "Collaborative" means the Connecticut Finance Collaborative  
2780 established under section 1 of this act; and

2781 (2) "Eligible participant" means a member of the faculty or a  
2782 researcher engaged in applied research and development at any  
2783 Connecticut college or university that agrees to participate in a high  
2784 technology research and development program established by the  
2785 corporation.

2786 Sec. 53. Section 32-41u of the general statutes is repealed and the

2787 following is substituted in lieu thereof (*Effective October 1, 2006*):

2788 (a) There is established a high technology research and development  
2789 program to be administered by the corporation for the purpose of  
2790 promoting collaboration between businesses and colleges and  
2791 universities in this state in advanced materials, aerospace, bioscience,  
2792 energy and environmental systems, information technology, applied  
2793 optics, microelectronics and other high technology fields. The  
2794 [corporation] collaborative may accept applications to the program  
2795 from eligible participants in a form and manner prescribed by the  
2796 [corporation] collaborative.

2797 (b) In approving any application the [corporation] collaborative  
2798 shall assess the collaborative nature of the proposal as well as scientific  
2799 and economic factors, including, but not limited to, the following:

2800 (1) The formal participation in the proposal by businesses actively  
2801 engaged in the commercial use of advanced materials, aerospace,  
2802 bioscience, energy and environmental systems, information  
2803 technology, applied optics, microelectronics and other high technology  
2804 fields;

2805 (2) The likelihood that a proposal will result in the development or  
2806 commercialization of high technology products or processes in this  
2807 state; and

2808 (3) The likelihood that a proposal will result in long-term,  
2809 sustainable economic growth for this state.

2810 (c) The [corporation] collaborative shall provide financial aid, as  
2811 defined in subdivision (4) of section 32-34, to eligible participants  
2812 whose proposals have been approved by the [corporation]  
2813 collaborative as provided in subsections (a) and (b) of this section.

2814 (d) The [corporation] collaborative may establish other programs,  
2815 including financial programs, in order to attract and retain residents  
2816 with postsecondary education in science, engineering, mathematics

2817 and other disciplines that are essential or advisable to the development  
2818 and application of technology.

2819 Sec. 54. Section 32-43 of the general statutes is repealed and the  
2820 following is substituted in lieu thereof (*Effective October 1, 2006*):

2821 The state of Connecticut does hereby pledge to and agree with any  
2822 person with whom the [corporation] collaborative may enter into  
2823 contracts pursuant to the provisions of this chapter that the state will  
2824 not limit or alter the rights hereby vested in the [corporation]  
2825 collaborative until such contracts and the obligations thereunder are  
2826 fully met and performed on the part of the [corporation] collaborative,  
2827 provided nothing herein contained shall preclude such limitation or  
2828 alteration if adequate provision shall be made by law for the protection  
2829 of such persons entering into contracts with the [corporation]  
2830 collaborative.

2831 Sec. 55. Section 32-47 of the general statutes is repealed and the  
2832 following is substituted in lieu thereof (*Effective October 1, 2006*):

2833 (a) Neither the directors of the Connecticut [Innovations,  
2834 Incorporated] Finance Collaborative nor any person acting on behalf of  
2835 said [corporation] collaborative executing any notes, bonds, contracts,  
2836 agreements or other obligations issued pursuant to this chapter shall  
2837 be liable personally on such notes, bonds, contracts, agreements or  
2838 obligations, or be subject to any personal liability or accountability by  
2839 reason of the issuance thereof.

2840 (b) No director shall be personally liable for damage or injury, not  
2841 wanton or wilful, caused in the performance of his duties and within  
2842 the scope of his employment. Any person having a complaint for such  
2843 damage or injury shall present it as a claim against the state under the  
2844 provisions of chapter 53.

2845 Sec. 56. Section 32-47a of the general statutes is repealed and the  
2846 following is substituted in lieu thereof (*Effective October 1, 2006*):

2847 Not later than January first in each year, [Connecticut Innovations,  
2848 Incorporated] the Connecticut Finance Collaborative shall submit a  
2849 business plan containing a summary of its projected operations under  
2850 this chapter for the year to the joint standing committees of the General  
2851 Assembly having cognizance of matters relating to the Department of  
2852 [Economic and Community Development] Business and Employment,  
2853 appropriations and capital bonding. Not later than November first,  
2854 annually, the [corporation] collaborative shall submit a report to the  
2855 Commissioner of [Economic and Community Development] Business  
2856 and Employment, the Auditors of Public Accounts and said joint  
2857 standing committees, which shall include the following information  
2858 with respect to new and outstanding financial assistance provided by  
2859 the [corporation] collaborative during the twelve-month period ending  
2860 on June thirtieth next preceding the date of the report for each financial  
2861 assistance program administered by the [corporation] collaborative: (1)  
2862 A list of the names, addresses and locations of all recipients of such  
2863 assistance, (2) for each such recipient: (A) The business activities, (B)  
2864 the Standard Industrial Classification Manual codes, (C) the gross  
2865 revenues during the recipient's most recent fiscal year, (D) the number  
2866 of employees at the time of application, (E) whether the recipient is a  
2867 minority or woman-owned business, (F) a summary of the terms and  
2868 conditions for the assistance, including the type and amount of state  
2869 financial assistance, job creation or retention requirements, and  
2870 anticipated wage rates, and (G) the amount of investments from  
2871 private and other nonstate sources that have been leveraged by the  
2872 assistance, (3) the economic benefit criteria used in determining which  
2873 applications have been approved or disapproved, and (4) for each  
2874 recipient of assistance on or after July 1, 1991, a comparison between  
2875 the number of jobs to be created, the number of jobs to be retained and  
2876 the average wage rates for each such category of jobs, as projected in  
2877 the recipient's application, versus the actual number of jobs created,  
2878 the actual number of jobs retained and the average wage rates for each  
2879 such category. The report shall also indicate the actual number of full-  
2880 time jobs and the actual number of part-time jobs in each such category

2881 and the benefit levels for each such subcategory. The November first  
2882 report shall include a summary of the activities of the [corporation]  
2883 collaborative, including all activities to assist small businesses and  
2884 minority business enterprises, as defined in section 4a-60g, a complete  
2885 operating and financial statement and recommendations for legislation  
2886 to promote the purposes of the [corporation] collaborative. The  
2887 [corporation] collaborative shall furnish such additional information  
2888 upon the written request of any such committee at such times as the  
2889 committee may request.

2890 Sec. 57. Section 10a-178 of the 2006 supplement to the general  
2891 statutes is repealed and the following is substituted in lieu thereof  
2892 (*Effective October 1, 2006*):

2893 As used in this chapter, the following words and terms shall have  
2894 the following meanings unless the context indicates another or  
2895 different meaning or intent:

2896 [(a) "Authority"] (1) "Collaborative" means the [State of Connecticut  
2897 Health and Educational Facilities Authority created by section 10a-179]  
2898 Connecticut Finance Collaborative established under section 1 of this  
2899 act or any board, body, commission, department or officer succeeding  
2900 to the principal functions thereof or to whom the powers conferred  
2901 upon the [authority] collaborative by this chapter shall be given by  
2902 law;

2903 [(b)] (2) "Project", in the case of a participating institution for higher  
2904 education, means a structure suitable for use as a dormitory or other  
2905 housing facility, including housing for staff members, employees or  
2906 students at such institution of higher education, dining hall, student  
2907 union, administration building, academic building, library, laboratory,  
2908 research facility, classroom, athletic facility, health care facility, and  
2909 maintenance, storage or utility facility and other structures or facilities  
2910 related thereto or required or useful for the instruction of students or  
2911 the conducting of research or the operation of an institution for higher  
2912 education, including parking and other facilities or structures essential

2913 or convenient for the orderly conduct of such institution for higher  
2914 education, also including equipment and machinery and other similar  
2915 items necessary or convenient for the operation of a particular facility  
2916 or structure in the manner for which its use is intended or for the  
2917 operation of a participating institution for higher education, or any  
2918 combination thereof, but shall not include such items as books, fuel,  
2919 supplies or other items the purchase of which is customarily deemed  
2920 to result in a current operating charge; in the case of a participating  
2921 health care institution, means a structure suitable for use as a hospital,  
2922 clinic, or other health care facility, laboratory, laundry, residence  
2923 facility, including housing for nurses, interns, staff members,  
2924 employees or students at such health care institution and their  
2925 immediate families and for physically or mentally handicapped  
2926 persons, administration building, research facility, and maintenance,  
2927 storage or utility facility and other structures or facilities related  
2928 thereto or required or useful for the operation of the project, including  
2929 parking and other facilities or structures essential or convenient for the  
2930 orderly operation of such project, also including equipment and  
2931 machinery and other similar items necessary or convenient for the  
2932 operation of the project in the manner for which its use is intended or  
2933 for the operation of a participating health care institution, or any  
2934 combination thereof, but shall not include such items as fuel, supplies  
2935 or other items the purchase of which is customarily deemed to result in  
2936 a current operating charge; in the case of a participating qualified  
2937 nonprofit organization, means a structure or facility owned in its  
2938 entirety by, or suitable for use in accordance with the charitable or  
2939 nonprofit status of the qualified nonprofit organization, also including  
2940 equipment and machinery and other similar items necessary or  
2941 convenient for the operation of the project in the manner for which its  
2942 use is intended or for the operation of a participating qualified  
2943 nonprofit corporation; and, in the case of a participating nursing home,  
2944 means a structure or facility suitable for use as a nursing home,  
2945 residential care home, rest home, health care facility for the  
2946 handicapped, mental health facility or independent living facility

2947 subject to the licensing requirements of chapter 368v and appurtenant  
 2948 facilities, equipment and machinery and other similar items necessary  
 2949 or convenient for the operation of a particular facility or structure in  
 2950 the manner for which its use is intended or for the operation of a  
 2951 participating nursing home;

2952 [(c)] (3) "Cost" as applied to a project or any portion thereof financed  
 2953 under the provisions of this chapter embraces all or any part of the cost  
 2954 of construction and acquisition of all lands, structures, real or personal  
 2955 property, rights, rights-of-way, franchises, easements and interests  
 2956 acquired or used for a project, the cost of demolishing or removing any  
 2957 buildings or structures on land so acquired, including the cost of  
 2958 acquiring any lands to which such buildings or structures may be  
 2959 moved, the cost of all machinery and equipment, financing charges,  
 2960 interest prior to, during and for a period after completion of such  
 2961 construction, provisions for working capital, reserves for principal and  
 2962 interest and for extensions, enlargements, additions, replacements,  
 2963 renovations and improvements, cost of engineering, financial and legal  
 2964 services, plans, specifications, studies, surveys, estimates of cost and of  
 2965 revenues, administrative expenses, expenses necessary or incident to  
 2966 determining the feasibility or practicability of constructing the project  
 2967 and such other expenses as may be necessary or incident to the  
 2968 construction and acquisition of the project, the financing of such  
 2969 construction and acquisition and the placing of the project in  
 2970 operation;

2971 [(d)] (4) "Bonds" means bonds of the authority issued under the  
 2972 provisions of this chapter, including refunding bonds,  
 2973 notwithstanding that the same may be secured by mortgage or the full  
 2974 faith and credit of the authority or the full faith and credit of a  
 2975 participating institution for higher education or of a participating  
 2976 hospital or any other lawfully pledged security of a participating  
 2977 institution for higher education or of a participating hospital;

2978 [(e)] (5) "Institution for higher education" means (1) an educational

2979 institution situated within this state which by virtue of law or charter  
2980 is a nonprofit educational institution empowered to provide a program  
2981 of education beyond the high school level; (2) a public educational  
2982 institution, which, shall be the state colleges, known collectively as  
2983 Connecticut State University;

2984 [(f)] (6) "Participating institution for higher education" means an  
2985 institution for higher education which, pursuant to the provisions of  
2986 this chapter, shall undertake the financing and construction or  
2987 acquisition of a project or shall undertake the refunding or refinancing  
2988 of obligations or of a mortgage, or advances made or given for the  
2989 costs of a project, as provided in and permitted by this chapter;

2990 [(g)] (7) "Health care institution" means (i) any nonprofit, state-aided  
2991 hospital or other health care institution, including The University of  
2992 Connecticut Health Center, which is entitled, under the laws of the  
2993 state, to receive assistance from the state by means of a grant made  
2994 pursuant to a budgetary appropriation made by the general assembly,  
2995 (ii) any other hospital or other health care institution which is licensed,  
2996 or any nonprofit, nonstock corporation which shall receive financing  
2997 or shall undertake to construct or acquire a project which is or will be  
2998 eligible to be licensed, as an institution under the provisions of sections  
2999 19a-490 to 19a-503, inclusive, as amended, or any nonprofit, nonstock,  
3000 nonsectarian facility which is exempt from taxation under the  
3001 provisions of section 12-81, as amended, or 38a-188 and which is a  
3002 health care center under the provisions of sections 38a-175 to 38a-191,  
3003 inclusive, or (iii) any nonprofit corporation wholly owned by two or  
3004 more hospitals or other health care institutions which operates for and  
3005 on behalf of such hospitals or other health care institutions a project as  
3006 defined in subsection (b) hereof or is a nursing home;

3007 [(h)] (8) "Nursing home" means any institution which is or will be  
3008 eligible to be licensed as an institution under sections 19a-490 to 19a-  
3009 503, inclusive, as amended, or a facility which (1) provides chronic and  
3010 convalescent nursing care, (2) is a rest home with nursing facilities, (3)



3011 provides health care facilities for the handicapped, (4) is a home for  
3012 elderly persons or physically handicapped or mentally handicapped  
3013 persons, or (5) is a continuing care facility registered with the  
3014 Department of Social Services, pursuant to chapter 319f;

3015 [(i)] (9) "Participating nursing home" means a nursing home which,  
3016 pursuant to the provisions of this chapter, undertakes the financing  
3017 and construction or acquisition of a project or undertakes the  
3018 refunding or refinancing of obligations or of a mortgage, loans or  
3019 advances made or given for the costs of a project as provided in and  
3020 permitted by this chapter;

3021 [(j)] (10) "Participating health care institution" means a health care  
3022 institution which, pursuant to the provisions of this chapter,  
3023 undertakes the financing and construction or acquisition of a project or  
3024 undertakes the refunding or refinancing of obligations or of a  
3025 mortgage, loan or advances made or given for the cost of a project as  
3026 provided in and permitted by this chapter;

3027 [(k)] (11) "Participating corporation" means any nonprofit  
3028 corporation created by a participating health care institution or a  
3029 participating institution for higher education, or by one or more of  
3030 them in combination, and to which there has been or will be  
3031 transferred all right, title and interest in a project for the sole purpose  
3032 of operating such project on behalf of such participating institution or  
3033 institutions for the life of the bonds issued to finance such project,  
3034 provided upon retirement of all of such bonds, all right, title and  
3035 interest in the project shall revert to and vest in the participating  
3036 institution for higher education or the participating health care  
3037 institution or jointly in both such institutions;

3038 [(l)] (12) "Federally guaranteed security" means any security,  
3039 investment or evidence of indebtedness which is either directly or  
3040 indirectly insured or guaranteed, in whole or in part, as to the payment  
3041 of principal and interest, by the United States of America or any  
3042 agency or instrumentality thereof;

3043 [(m)] (13) "Federally insured mortgage loan" means any loan  
3044 secured by a mortgage from any participating institution for higher  
3045 education or participating health care institution or participating  
3046 nursing home which is either directly or indirectly insured or  
3047 guaranteed, in whole or in part, as to the repayment of principal and  
3048 interest, by the United States of America or any agency or  
3049 instrumentality thereof, or by any commitment by the United States of  
3050 America or any agency or instrumentality thereof to so insure or  
3051 guarantee;

3052 [(n)] (14) "Qualified nonprofit organization" means any private,  
3053 nonprofit organization qualified under Section 501(c)(3) of the Internal  
3054 Revenue Code of 1986, as the same may be amended from time to  
3055 time, other than a health care institution, nursing home or institution  
3056 for higher education;

3057 [(o)] (15) "Participating qualified nonprofit organization" means a  
3058 qualified nonprofit organization which, pursuant to the provisions of  
3059 this chapter, shall undertake the financing and construction or  
3060 acquisition of a project or shall undertake the refunding or refinancing  
3061 of obligations, or of a mortgage, loan or advances made or given to it  
3062 to finance, in anticipation of permanent financing or donation from an  
3063 outside source, the cost of a project, as provided in and permitted by  
3064 this chapter.

3065 Sec. 58. Section 10a-186b of the general statutes is repealed and the  
3066 following is substituted in lieu thereof (*Effective October 1, 2006*):

3067 (a) As used in this section [,] and section 10a-186c, [and subsection  
3068 (k) of section 10a-179,] the following words and terms shall have the  
3069 following meanings unless the context indicates another or different  
3070 meaning or intent:

3071 (1) "Amount available for debt service" means, for any accounting  
3072 period, the net revenues available for debt service for such period  
3073 reduced by the qualified expenditures for such period;

3074 (2) ["Authority"] "Collaborative" means the [State of Connecticut  
3075 Health and Educational Facilities Authority as defined in section 10a-  
3076 178] Connecticut Finance Collaborative established under section 1 of  
3077 this act;

3078 (3) "Bonds" means revenue bonds of the authority issued to finance  
3079 a project at a participating nursing home, as defined in section 10a-178,  
3080 as amended, which are secured by a special capital reserve fund;

3081 (4) "Bond documents" means all documents related to an issue of  
3082 bonds including, but not limited to, the trust indenture, the loan  
3083 agreement, the bonds, the mortgage and any other documents  
3084 included in the closing transcript;

3085 (5) "Deficiency" as used in connection with any bonds, means the  
3086 total of the following: (A) For any completed accounting period, the  
3087 difference between the amount available for debt service for such  
3088 period and the payment required to be made to the subject special  
3089 capital reserve fund during such period so that the subject special  
3090 capital reserve fund is in compliance with the applicable bond  
3091 documents; (B) the projected amount necessary, after taking into  
3092 account the estimated amount available for debt service, to avoid a  
3093 draw on the special capital reserve funds or such higher amount as  
3094 provided in the bond documents for the period selected by the  
3095 authority so that the state has no obligation to make payments to such  
3096 special capital reserve fund; and (C) such additional amounts as the  
3097 authority may deem advisable to prevent the state from being  
3098 obligated to make any payment to the applicable special capital  
3099 reserve fund;

3100 (6) "Deficiency loan" means a loan made by the authority to a  
3101 qualified nursing home to fund all or a portion of the deficiency. The  
3102 principal amount of the deficiency loan shall not exceed the deficiency  
3103 for the qualified nursing home receiving the deficiency loan. All other  
3104 terms and conditions of the deficiency loan including the rate of  
3105 interest, if any, shall be set by the authority as it deems appropriate;

3106 (7) "Net revenues available for debt service" means, for any  
3107 accounting period, the excess of operating and nonoperating revenues  
3108 of the qualified nursing home, including the proceeds of business  
3109 interruption insurance over the operating and nonoperating expenses  
3110 of the qualified nursing home for such period. For the purposes of this  
3111 subdivision such revenues and expenses shall exclude any  
3112 depreciation, amortization and current interest expense, as determined  
3113 in accordance with generally accepted accounting principles, using  
3114 either accrual or cash basis accounting, subject, to such adjustment for  
3115 extraordinary, nonrecurrent, capital and other expenditures as the  
3116 authority deems appropriate to determine actual funds available for  
3117 debt service;

3118 (8) "Qualified expenditures" means all expenditures of any kind and  
3119 type of a qualified nursing home, including capital expenditures and  
3120 repayment of debt, which are necessary or advisable for the continued  
3121 operation of a qualified nursing home in compliance with all  
3122 applicable laws;

3123 (9) "Qualified nursing home" means a nursing home financed by  
3124 bonds issued by the authority and secured by a special capital reserve  
3125 fund pursuant to applicable bond documents;

3126 (10) "Special capital reserve funds" means the funds authorized  
3127 under section 10a-186a, as amended, and as incorporated in the bond  
3128 documents;

3129 (11) "Subject special capital reserve fund" means the special capital  
3130 reserve fund to which a specific qualified nursing home is required to  
3131 make payments under applicable bond documents.

3132 (b) There is established, within the office of the State Treasurer, a  
3133 program to be known as the "nursing home debt service assistance  
3134 program". The State Treasurer may, upon request of the [Connecticut  
3135 Health and Educational Facilities Authority] collaborative advance  
3136 funds to the authority from amounts appropriated from the General

3137 Fund for debt service or appropriated for said program, for a  
3138 deficiency loan or payment of debt service on nursing home bonds  
3139 issued by the authority and secured by a special capital reserve fund.  
3140 The State Treasurer shall not advance funds unless there has been  
3141 delivered to the State Treasurer in connection with such advance, a  
3142 certificate of the executive director of the authority or any officer of the  
3143 authority certifying: (1) That the board of directors of the authority has  
3144 authorized the deficiency loan to be funded and made all findings  
3145 required by public act 97-11 of the June 18 special session\*; (2) the  
3146 principal amount of the deficiency loan; (3) the requested amount of  
3147 the advance from the nursing home debt service assistance program;  
3148 and (4) the amount of all previous advances made in respect of such  
3149 deficiency loan. Upon receipt of such certificate, to the extent funds are  
3150 available, the State Treasurer is authorized to make the appropriate  
3151 payment to the authority for the purpose of funding the deficiency  
3152 loan.

3153 (c) The [authority] collaborative is authorized from time to time to  
3154 extend deficiency loans to qualified nursing homes. Deficiency loans  
3155 may be advanced in one or more installments and multiple deficiency  
3156 loans may be extended to the same qualified nursing home. The terms  
3157 and conditions of each deficiency loan shall be set forth in the  
3158 authorizing resolution of the board of directors of the [authority]  
3159 collaborative provided the board may delegate the power to set such  
3160 terms and conditions to the executive director and any managing  
3161 director of the [authority] collaborative. Prior to approving a  
3162 deficiency loan, the board of directors of the [authority] collaborative  
3163 shall reasonably determine, based upon the projections and other  
3164 information presented to it that (1) there is a deficiency, and (2) any  
3165 principal amount of the deficiency loan does not exceed the amount of  
3166 the deficiency. All proceeds of a deficiency loan shall be made by the  
3167 [authority] collaborative directly to the trustee of the bonds.

3168 (d) The [authority] collaborative shall have all powers, right and  
3169 authority granted to it by this chapter or otherwise to administer and

3170 enforce any deficiency loan including the right to waive defaults and  
 3171 payments, extend maturities and release collateral. Subject to the  
 3172 approval of the State Treasurer, the [authority] collaborative is  
 3173 specifically empowered in its discretion, to forgive up to one-half of  
 3174 the principal amount of a deficiency loan if it finds that the financial  
 3175 condition of the qualified nursing home has substantially improved  
 3176 and the risk that the state will be required to make payments to restore  
 3177 the subject special capital reserve fund has been substantially reduced.  
 3178 All repayments made on deficiency loans shall be paid by the  
 3179 [authority] collaborative to the State Treasurer for deposit in the  
 3180 General Fund.

3181 Sec. 59. Section 10a-194c of the general statutes is repealed and the  
 3182 following is substituted in lieu thereof (*Effective October 1, 2006*):

3183 (a) The Connecticut [Health and Educational Facilities Authority]  
 3184 Finance Collaborative shall establish a program to finance low interest  
 3185 loans for child care and child development centers, family resource  
 3186 centers and Head Start programs that shall be known as the  
 3187 Connecticut Child Care Facilities Program. Loans shall be made for the  
 3188 purpose of new construction or renovation of existing centers or  
 3189 complying with federal, state and local child care requirements,  
 3190 including health and safety standards. For purposes of this section,  
 3191 "child development center" means a building used by a nonprofit  
 3192 school readiness program, as defined in section 10-16p, as amended,  
 3193 and "child care center" means a nonprofit facility that is licensed by the  
 3194 Department of Public Health as a child day care center or a group day  
 3195 care home, both as defined in section 19a-77, as amended.

3196 (b) The [authority] collaborative may issue bonds pursuant to  
 3197 section 10a-185, as amended, for the purpose of funding loans to child  
 3198 care and child development centers for the purposes provided in  
 3199 subsection (a) of this section, including for two or more child care or  
 3200 child development centers jointly, which bonds may be secured, in  
 3201 whole or in part, by a pledge of revenues to be derived from the

3202 operation or use of a child care or child development center, including  
 3203 third party payments made on behalf of children served by any such  
 3204 center to the extent permitted by law. In carrying out the purposes of  
 3205 this section, the authority shall have and may exercise the powers  
 3206 provided in section 10a-180.

3207 Sec. 60. Section 10a-194d of the general statutes is repealed and the  
 3208 following is substituted in lieu thereof (*Effective October 1, 2006*):

3209 (a) The Connecticut [Health and Educational Facilities Authority]  
 3210 Finance Collaborative may establish a subsidiary which shall be  
 3211 deemed a quasi-public agency for purposes of chapter 12, for the  
 3212 purpose of improving access to high-quality child care in the state by  
 3213 coordinating expertise in finance, government, architecture,  
 3214 construction and child care, and may transfer to such subsidiary any  
 3215 moneys, real or personal property, of any child care or child  
 3216 development center financed by the authority and acquired as a result  
 3217 of a foreclosure or otherwise. Such subsidiary shall have all the  
 3218 privileges, immunities, tax exemptions and other exemptions of the  
 3219 authority. Such subsidiary shall be subject to suit and liability solely  
 3220 from the assets, revenues and resources of the subsidiary and without  
 3221 recourse to the general funds, revenues, resources or any other assets  
 3222 of the authority. Such subsidiary is authorized to assume or take title  
 3223 to any real property, including a child care or child development  
 3224 center, subject to any existing mortgage and to mortgage, convey or  
 3225 dispose of its assets and pledge its revenues in order to secure any  
 3226 borrowing, for the purpose of developing, acquiring, constructing,  
 3227 refinancing, rehabilitating or improving its assets, provided each such  
 3228 borrowing or mortgage, unless otherwise provided by the board or the  
 3229 subsidiary, shall be a special obligation of the subsidiary, which  
 3230 obligation may be in the form of bonds, bond anticipation notes or  
 3231 other obligations which evidence an indebtedness to the extent  
 3232 permitted under this chapter to fund, refinance and refund the same  
 3233 and provide for the rights of holders thereof, and to secure the same by  
 3234 pledge of revenues, notes and mortgages of others, and which shall be

3235 payable solely from the assets, revenues and other resources of the  
3236 subsidiary and in no event shall such bonds be secured by a special  
3237 capital reserve fund of any kind which is in any way contributed to by  
3238 the state. The subsidiary shall have the purposes as provided by  
3239 resolution of the [authority's] collaborative's board of directors, which  
3240 purposes shall be consistent with this chapter. No further action is  
3241 required for the establishment of the subsidiary, except the adoption of  
3242 a resolution for the subsidiary.

3243 (b) The board of directors of the subsidiary shall be the board of  
3244 directors of the [authority] collaborative.

3245 (c) To the extent necessary or appropriate to assure that the interest  
3246 on any of its bonds, notes or other obligations are or continue to be  
3247 excluded from the gross income of the recipients for federal income tax  
3248 purposes, the [authority] collaborative or subsidiary shall take such  
3249 actions to comply with the provisions of the Internal Revenue Code of  
3250 1986 or any subsequent corresponding internal revenue code of the  
3251 United States, as from time to time amended, if necessary, to qualify  
3252 and maintain such subsidiary as a corporation exempt from taxation  
3253 under said Internal Revenue Code.

3254 Sec. 61. Section 10a-194f of the general statutes is repealed and the  
3255 following is substituted in lieu thereof (*Effective October 1, 2006*):

3256 (a) The Connecticut [Health and Educational Facilities Authority]  
3257 Finance Collaborative shall allocate from its reserves an amount not to  
3258 exceed one million five hundred thousand dollars in the aggregate for  
3259 a period not to exceed three years to establish a Captive Insurance  
3260 Demonstration Program Grant Fund. The fund shall be used to  
3261 provide grants to nonprofit hospitals that establish a captive insurer or  
3262 expand coverage offered by an existing captive insurer in order to  
3263 provide medical malpractice indemnity or insurance to physicians and  
3264 surgeons who enjoy privileges at the hospitals. The fund may cover  
3265 legal, actuarial, consulting and other costs associated with providing  
3266 such indemnity or insurance. Any amount in the fund that is not



3267 expended at the end of the three-year period shall revert to the  
3268 [authority's] collaborative's reserves.

3269 (b) Grants shall be awarded based on the size and financial  
3270 resources of the hospitals. Grants shall not exceed seven hundred fifty  
3271 thousand dollars per captive insurer and shall not be used to establish  
3272 or expand more than two captive insurers. No hospital shall be eligible  
3273 for a grant under this section unless it agrees to provide the [authority]  
3274 collaborative, on a periodic basis as determined by the authority but  
3275 not less than annually, information on the captive insurer's  
3276 performance including, but not limited to, premiums charged, captive  
3277 insurer operating costs, claims experience, the estimated savings over  
3278 methods of insurance used by the hospital prior to the creation of the  
3279 captive insurer, and other information required by the [authority]  
3280 collaborative.

3281 (c) Not later than February 1, 2005, and annually thereafter until  
3282 February 1, 2008, the [authority] collaborative shall complete a report  
3283 that includes an analysis of the information submitted to the  
3284 [authority] collaborative by hospitals that receive a grant pursuant to  
3285 this section. The report shall be made available to the public and the  
3286 [authority] collaborative shall annually submit the report to the  
3287 General Assembly in accordance with section 11-4a.

3288 Sec. 62. Section 10a-194g of the general statutes is repealed and the  
3289 following is substituted in lieu thereof (*Effective October 1, 2006*):

3290 The Connecticut [Health and Educational Facilities Authority]  
3291 Finance Collaborative shall establish, within available resources, a  
3292 program to allow nonprofit hospitals to access leases in order to  
3293 finance costs associated with the digitization of patient records if such  
3294 costs are exempt from taxation pursuant to the Internal Revenue Code  
3295 of 1986, or any subsequent corresponding internal revenue code of the  
3296 United States, as from time to time amended. Such leases may be made  
3297 available to hospitals on an individual or group basis.

3298 Sec. 63. Section 10a-194h of the general statutes is repealed and the  
3299 following is substituted in lieu thereof (*Effective October 1, 2006*):

3300 (a) For the purposes of the program described in this section,  
3301 municipalities, local boards of education with the approval of the  
3302 municipal legislative body, regional school districts and regional  
3303 educational service centers shall be deemed to be "participating  
3304 qualified nonprofit organizations". For the purposes of this section,  
3305 "preschool project" means the acquisition, construction, improvement,  
3306 extension, furnishing or equipping of a structure or facility suitable for  
3307 use for, required or useful for nonprofit educational programs for  
3308 three-year-old or four-year-old children, including, but not limited to,  
3309 school readiness and Head Start programs, or the acquisition of  
3310 fixtures, equipment or machinery for such a structure or facility;  
3311 "bonds" means any bonds, including refunding bonds, notes,  
3312 temporary notes, interim certificates, debentures or other obligations  
3313 of indebtedness; and "municipality" means a town, city, consolidated  
3314 town or city or consolidated town and borough.

3315 (b) The Connecticut [Health and Educational Facilities Authority]  
3316 Finance Collaborative may issue bonds pursuant to section 10a-185, as  
3317 amended, for the purpose of funding loans to a participating qualified  
3318 nonprofit organization for preschool projects, including for two or  
3319 more preschool projects jointly, which bonds may be secured, in whole  
3320 or in part, by a pledge of revenues to be derived from the operation or  
3321 use of a preschool project, including fees, charges, tuition or other  
3322 revenues or third party payments made on behalf of children served  
3323 by such preschool project to the extent permitted by law. In carrying  
3324 out the purposes of this section, the authority shall have and may  
3325 exercise the powers provided in section 10a-180.

3326 (c) Participating qualified nonprofit organizations may borrow  
3327 money from the Connecticut [Health and Educational Facilities  
3328 Authority] Finance Collaborative for any preschool project for which  
3329 the authority is authorized to make loans pursuant to this section. In

3330 connection with such borrowing, participating qualified nonprofit  
3331 organizations may enter into any loan or other agreement and make  
3332 such covenants, representations and indemnities as such participating  
3333 qualified nonprofit organization deems necessary or desirable to  
3334 obtain such loans from the authority or to facilitate the issue of bonds  
3335 by the authority to finance such loans, including agreements with  
3336 providers of letters of credit, insurance or other credit facilities for such  
3337 financings. The Department of Education, in consultation with the  
3338 Department of Social Services and the Connecticut [Health and  
3339 Educational Facilities Authority] Finance Collaborative, shall establish  
3340 priorities for financing facilities based on need and quality  
3341 determinants.

3342 (d) Any bonds issued pursuant to this section shall not constitute  
3343 indebtedness within the meaning of any statutory limitation on the  
3344 indebtedness of any participating municipality, or of the municipality  
3345 or member municipality if the borrower is a local board of education  
3346 or regional school district. Bonds issued pursuant to this section shall  
3347 be special obligations of the municipality and shall not be payable  
3348 from nor charged upon any funds other than revenues pledged to the  
3349 payment thereof, nor shall the municipality be subject to any liability  
3350 thereon except to the extent of any pledged revenues. No holder or  
3351 holders of any bonds shall have the right to compel any exercise of the  
3352 taxing power of the municipality to pay any bonds or the interest  
3353 thereon, or to enforce payment thereon against any property of the  
3354 municipality except property encumbered under the provisions and  
3355 for the purposes of this section. The bonds shall not constitute a  
3356 charge, lien or encumbrance, legal or equitable, upon any property of  
3357 the municipality except property encumbered under the provisions  
3358 and for the purposes of this section.

3359 (e) The [authority] collaborative shall adopt procedures to carry out  
3360 the purposes of this section.

3361 Sec. 64. Section 1-120 of the general statutes is repealed and the

3362 following is substituted in lieu thereof (*Effective October 1, 2006*):

3363 As used in sections 1-120 to 1-123, inclusive:

3364 (1) "Quasi-public agency" means the Connecticut [Development  
3365 Authority, Connecticut Innovations, Incorporated, Connecticut Health  
3366 and Educational Facilities Authority] Finance Collaborative,  
3367 Connecticut Higher Education Supplemental Loan Authority,  
3368 Connecticut Housing Finance Authority, Connecticut Housing  
3369 Authority, Connecticut Resources Recovery Authority, Connecticut  
3370 Hazardous Waste Management Service, Capital City Economic  
3371 Development Authority and Connecticut Lottery Corporation.

3372 (2) "Procedure" means each statement, by a quasi-public agency, of  
3373 general applicability, without regard to its designation, that  
3374 implements, interprets or prescribes law or policy, or describes the  
3375 organization or procedure of any such agency. The term includes the  
3376 amendment or repeal of a prior regulation, but does not include,  
3377 unless otherwise provided by any provision of the general statutes, (A)  
3378 statements concerning only the internal management of any agency  
3379 and not affecting procedures available to the public, and (B) intra-  
3380 agency memoranda.

3381 (3) "Proposed procedure" means a proposal by a quasi-public  
3382 agency under the provisions of section 1-121 for a new procedure or  
3383 for a change in, addition to or repeal of an existing procedure.

3384 Sec. 65. Section 32-41 of the general statutes is repealed and the  
3385 following is substituted in lieu thereof (*Effective July 1, 2006*):

3386 The State Bond Commission shall have power in accordance with  
3387 the provisions of section 3-20, as amended, to authorize the issuance of  
3388 bonds of the state in one or more series and in principal amounts not  
3389 exceeding in the aggregate [forty-seven] seventy-two million eight  
3390 hundred fifty-four thousand nine hundred dollars to carry out the  
3391 purposes of sections 32-32 to [32-41] 32-41u, inclusive. The principal

3392 and interest of said bonds shall be payable at such place or places as  
 3393 may be determined by the State Treasurer and shall bear such date or  
 3394 dates, mature at such time or times, bear interest at such rate or  
 3395 different or varying rates, be payable at such time or times, be in such  
 3396 denominations, be in such form with or without interest coupons  
 3397 attached, carry such registration and transfer privileges, be payable in  
 3398 such medium of payment and be subject to such terms of redemption  
 3399 with or without premium as, irrespective of the provisions of said  
 3400 section 3-20, may be provided by the authorization of the State Bond  
 3401 Commission or fixed in accordance therewith. The proceeds of the sale  
 3402 of such bonds, after deducting therefrom all expenses of issuance and  
 3403 sale, shall be paid to the Connecticut Innovations, Incorporated Fund,  
 3404 or its successor, created under section 32-41a. When the State Bond  
 3405 Commission has acted to issue such bonds or a portion thereof, the  
 3406 Treasurer may, pending the issue of such bonds, issue, in the name of  
 3407 the state, temporary notes in anticipation of the money to be received  
 3408 from the sale of such bonds. In issuing the bonds authorized  
 3409 hereunder, the State Bond Commission may require repayment of such  
 3410 bonds by the corporation as shall seem desirable consistent with the  
 3411 purposes of sections 32-32 to 32-41, inclusive. Such terms for  
 3412 repayment may include a forgiveness of interest, a holiday in the  
 3413 repayment of interest or principal or both.

3414 Sec. 66. Sections 10a-179, 32-11a, 32-35, 32-37 and 32-42 of the  
 3415 general statutes are repealed. (*Effective October 1, 2006*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2006</i>	New section
Sec. 2	<i>July 1, 2006</i>	New section
Sec. 3	<i>July 1, 2006</i>	New section
Sec. 4	<i>July 1, 2006</i>	New section
Sec. 5	<i>July 1, 2006</i>	New section
Sec. 6	<i>July 1, 2006</i>	New section
Sec. 7	<i>October 1, 2006</i>	New section

Sec. 8	<i>July 1, 2006</i>	New section
Sec. 9	<i>July 1, 2006</i>	32-1b
Sec. 10	<i>July 1, 2006</i>	New section
Sec. 11	<i>July 1, 2006</i>	32-505
Sec. 12	<i>October 1, 2006</i>	32-15
Sec. 13	<i>October 1, 2006</i>	32-23d
Sec. 14	<i>October 1, 2006</i>	32-23e
Sec. 15	<i>October 1, 2006</i>	32-23k
Sec. 16	<i>October 1, 2006</i>	32-23o(b)
Sec. 17	<i>October 1, 2006</i>	32-23q
Sec. 18	<i>October 1, 2006</i>	32-23r
Sec. 19	<i>October 1, 2006</i>	32-23s
Sec. 20	<i>October 1, 2006</i>	32-23t
Sec. 21	<i>October 1, 2006</i>	32-23v(a)
Sec. 22	<i>October 1, 2006</i>	32-23v(g)
Sec. 23	<i>October 1, 2006</i>	32-23x
Sec. 24	<i>October 1, 2006</i>	32-23z
Sec. 25	<i>October 1, 2006</i>	32-23aa
Sec. 26	<i>October 1, 2006</i>	32-23hh
Sec. 27	<i>October 1, 2006</i>	32-23qq
Sec. 28	<i>October 1, 2006</i>	32-23ss
Sec. 29	<i>October 1, 2006</i>	32-23tt
Sec. 30	<i>October 1, 2006</i>	32-23yy(a)
Sec. 31	<i>October 1, 2006</i>	32-23zz
Sec. 32	<i>October 1, 2006</i>	32-34
Sec. 33	<i>October 1, 2006</i>	32-39c
Sec. 34	<i>October 1, 2006</i>	32-39d
Sec. 35	<i>October 1, 2006</i>	32-39e
Sec. 36	<i>October 1, 2006</i>	32-40
Sec. 37	<i>October 1, 2006</i>	32-40a
Sec. 38	<i>October 1, 2006</i>	32-40b
Sec. 39	<i>October 1, 2006</i>	32-40c
Sec. 40	<i>October 1, 2006</i>	32-41a
Sec. 41	<i>October 1, 2006</i>	32-41b
Sec. 42	<i>October 1, 2006</i>	32-41i
Sec. 43	<i>October 1, 2006</i>	32-41j
Sec. 44	<i>October 1, 2006</i>	32-41k
Sec. 45	<i>October 1, 2006</i>	32-41l
Sec. 46	<i>October 1, 2006</i>	32-41m
Sec. 47	<i>October 1, 2006</i>	32-41n

Sec. 48	<i>October 1, 2006</i>	32-41o
Sec. 49	<i>October 1, 2006</i>	32-41p
Sec. 50	<i>October 1, 2006</i>	32-41q
Sec. 51	<i>October 1, 2006</i>	32-41s
Sec. 52	<i>October 1, 2006</i>	32-41t
Sec. 53	<i>October 1, 2006</i>	32-41u
Sec. 54	<i>October 1, 2006</i>	32-43
Sec. 55	<i>October 1, 2006</i>	32-47
Sec. 56	<i>October 1, 2006</i>	32-47a
Sec. 57	<i>October 1, 2006</i>	10a-178
Sec. 58	<i>October 1, 2006</i>	10a-186b
Sec. 59	<i>October 1, 2006</i>	10a-194c
Sec. 60	<i>October 1, 2006</i>	10a-194d
Sec. 61	<i>October 1, 2006</i>	10a-194f
Sec. 62	<i>October 1, 2006</i>	10a-194g
Sec. 63	<i>October 1, 2006</i>	10a-194h
Sec. 64	<i>October 1, 2006</i>	1-120
Sec. 65	<i>July 1, 2006</i>	32-41
Sec. 66	<i>October 1, 2006</i>	Repealer section

**Statement of Purpose:**

To implement the Governor's budget recommendations.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*